

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 1

## MINUTES OF THE MEETING OF THE CITY COUNCIL

Wichita, Kansas, October 19, 2004  
Tuesday, 9:05 A.M.

The City Council met in regular session with Vice-Mayor Brewer in the Chair. Council Members Fearey, Gray, Martz, Schlapp; present. Mayor Mayans and Council Member Lambke were absent with prior notice.

Norman Williams, Police Chief; Gary Rebenstorf, Director of Law; Karen Sublett, City Clerk; present.

Rev. David Henion, Harvest Community Church, gave the invocation.

The pledge of allegiance to the flag was participated in by the Council Members, staff, and guests.

The Minutes of the October 12, 2004, Meeting were approved 5 to 0, (Mayans and Lambke absent).

## AWARDS AND PROCLAMATIONS:

Proclamation

Proclamation for Disabilities Mentoring Day was presented.

## PUBLIC AGENDA

Donald Jackson

### DONALD JACKSON, DVM THE OZ BICYCLE CLUB.

Mr. Jackson stated that he is a member of the Bicycle Club and they have suggested that the City put up signs at intersections with the names of the bicycle trails, brief directions regarding how to access the trails and the distance to specific locations. Stated they would like a brief trail scheme made available at all of the hotels and in magazines and brochures that advertise the City of Wichita.

Tom Roulston

### TOM ROULSTON-CANLAN MANAGING THE ICE SPORTS CENTER FACILITY AND THE ON-GOING AUDIT OF THE FACILITY'S BOOKS.

Mr. Roulston stated that he was born in Winnipeg, Canada and played hockey for many years and was involved with the National Hockey League. Reported that he started up the Junior Thunder Hockey Team, which was the single biggest customer of the Ice Sports Center and that the Ice Sports Center recorded their greatest single day revenue ever from the restaurant, bar and pro-shop during the Junior Thunder's River Festival Tournament that year. Stated that despite the programs success, Canlan began offering their own youth ice hockey teams to compete with their volunteer organization and Canlan began offering youth hockey at substantially lower prices than the Junior Thunder and that this was possible because Canlan paid less for the ice. Stated that predatory pricing practices are not a good thing. Stated that 95% of the players that participated in the Canlan program came from the Junior Thunder. Canlan solicited these participants into their programs by direct mailing the membership and lured children away from their program by offering to let them play for free. They used these practices to put the Junior Thunder out of business and once the Junior Thunder was gone, Canlan racked up the prices and made the profits that they desired. Stated that the extensive loss of revenues will not show up in an audit of the Ice Sports Center's books unless the auditor knows what they are looking for and to determine loss revenue in their youth hockey programs, and auditor would first have to know how many hours of ice that Canlan utilized and then look for off-setting receipts from participating players. Stated that Canlan also utilized the 500 square foot locker room for the exclusive use of their ice hockey program and similar space was rented to the Junior Thunder. Stated that Canlan is an organization not with its roots and heart in Wichita but rather in profits. Their management practices have led to the degeneration of our youth ice hockey and skating programs. Stated that Ice Sports Wichita will only

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 2

survive on its own with management that truly understands the necessity for cooperation, flexibility and commitment to the operational success of the facility. Stated that there are local professionals that can manage Ice Sports Center more effectively, more economically and with more community commitment to ensure that the facility does not become an albatross to the City as it currently stands. Stated that he has names of qualified individuals who are willing and available to handle the task that lays ahead. Stated that he is asking the Council to terminate the management contract of Canlan and begin the reprobation process with a local management team.

King David Davis

## **KING DAVID DAVIS-THE POLITICS OF MEN VS. CHILDREN.**

Mr. Davis stated that is here today to address the political reality that threatens everything that is good and decent.

## **CONSENT AGENDA**

BOARD OF BIDS

## **REPORT OF THE BOARD OF BIDS AND CONTRACTS DATED OCTOBER 18, 2004.**

Bids were opened October 15, 2004, pursuant to advertisements published on:

PUBLIC WORKS DEPARTMENT/ENGINEERING DIVISION: Sewers, Paving and Water Mains as per specifications.

Lateral 36, Main 1 Cowskin Interceptor Sewer to serve Blocks 5 & 6 of Miles Hidden Lakes Estates Addition - south of Maple, west of Maize. (468-83667/744005/480693) Traffic to be maintained during construction using flagpersons and barricades. (District V)

WB Carter Construction - \$33,931.00

Harry, Oliver to Woodlawn Phase 2: Landscaping (472-83685/706852/203318) Traffic to be maintained during construction using flagpersons and barricades. (District III)

Green-Glo Turf Maintenance - \$19,580.00

Left Turn Lane at Grove and 1st Street to serve Firebaugh's Subdivision of Chautauqua Addition and Park Place Addition - Grove, between 1st and 2nd Streets North. (472-84095/706912/204378) Traffic to be maintained during construction using flagpersons and barricades. (District I) - \$40,000.00

Barkley Construction - \$18,075.00

44th Street South from the east line of Lot 12, Block C, east to the west line of Doris; Flora from the south line of 44th Street South, south to the south line of the plat; Doris from the north line of the plat, south to the south line of the plat; Pvm on Flora Court from the west line of Flora, west to and including the cul-de-sac; on Doris Court (Lots 15 through 30, Block C) from the west line of Doris, west to and including the cul-de-sac; on Doris Court (Lots 1 through 8, Block D) from the east line of Doris, east to and including the cul-de-sac; on Doris Court (Lots 9 through 16, Block D) from the east line of Doris, east to and including the cul-de-sac; on Doris Court (Lots 17 through 24, Block D) from the east line of Doris, east to and including the cul-de-sac; Sidewalk along one side of 44th Street South, Flora and Doris to serve Gray's 5th Addition - north of 47th Street South, east of Hoover. (472-83553/765902/490015) Traffic to be maintained during construction using flagpersons and barricades. (District IV)

APAC – Kansas Inc. - \$312,269.00 (Negotiated to Engineer's estimate)

Hoover Court from the west line of Hoover, west to and including the cul-de-sac to serve Airport Industrial Park - south of Harry, west of Hoover. (472-84024/765885/490996) Does not affect existing traffic. (District IV)

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 3

APAC – Kansas Inc. - \$76,847.30

Lateral 4, Main 26 War Industries Sewer to serve Regency Park Addition - south of 29th Street North, west of Webb. (468-83064/744072/480760) Traffic to be maintained during construction using flagpersons and barricades. (District II)

McCullough Excavation - \$16,600.00

Lateral 44 Cowskin Interceptor Sewer to serve Southern Ridge 2nd Addition - south of Pawnee, west of Maize Road. (468-83893/744087/480775) Does not affect existing traffic. (District IV)

Nowak Construction - \$180,340.00

Motion--

Brewer moved that the contract(s) be awarded as outlined above, subject to check, same being the lowest and best bid within the Engineer's construction estimate, and the and the necessary signatures be authorized. Motion carried 5 to 0, (Mayans and Lambke absent).

--carried

WATER & SEWER DEPARTMENT/SEWAGE TREATMENT DIVISION: Sewage Treatment Plant #1 Modifications.

Utility Contractors Inc. \$3,601,000.00 (Group 1/Base Bid)  
\$ 143,000.00 (Group 1/Alternate 5 (E))

HOUSING SERVICES DEPARTMENT/PUBLIC HOUSING DIVISION: Building Addition.

Compton Construction Corp. \$503,400.00 (Group 1 Base Bid)  
\$ 17,850.00 (Group 1/Option 1 Lump Sum)  
\$ 3,250.00 (Group 1/Option 2 Lump Sum)  
\$ 5,500.00 (Group 1/Option 3 Lump Sum)  
\$ 4.75 (Group 1/Option 4/per sq ft)  
\$ 17.00 (Group 1/Option 5/per sq ft)  
\$ 21.00 (Group 1/Option 6/per sq ft.)

AIRPORT AUTHORITY DIVISION/BUILDING MAINTENANCE DIVISION: ADB – Siemens Airfield Sign Panels.

Atlas Electric LLC - \$17,540.00 (Group 1 Total Net Bid)

Motion--

Brewer moved that the contract(s) be awarded as outlined above, same being the lowest and best bid, and the necessary signatures be authorized. Motion carried 5 to 0, (Mayans and Lambke absent).

--carried

## LICENSES

### APPLICATION FOR LICENSE FOR ADULT ENTERTAINMENT ESTABLISHMENTS /SERVICES:

#### New Adult Entertainment

Ernest C. Doyon                      Vegas Video LLC                      18323 West Kellogg

Motion--

Brewer moved that the license, subject to Staff review and approval, be approved. Motion carried 5 to 0, (Mayans and Lambke absent).

--carried

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 4

## APPLICATION FOR LICENSE TO RETAIL CEREAL MALT BEVERAGES:

<u>New Operator</u>	<u>2004</u>	<u>(Consumption on Premises)</u>
Barron Schmidt	Barron's Inc.*	1945 North Rock Road #2809

\*General/Restaurant - 50% or more of gross receipts derived from sale of food.

Motion--  
--carried

Brewer moved that the license, subject to Staff review and approval, be approved. Motion carried 5 to 0, (Mayans and Lambke absent).

## **PRELIMINARY EST. PRELIMINARY ESTIMATES:**

a) Kinkaid Circle from the east line of Brentwood South Second Addition to and including the cul-de-sac to serve Brentwood South Second Addition - north of Pawnee, east of Webb. (472-83994 /765876/ 490987) Does not affect existing traffic. (District II) - \$192,000

b) Lateral 369, Four Mile Creek Sewer to serve Brentwood South Second Addition - north of Pawnee, east of Webb. (468-83802/744057/480745) Does not affect existing traffic. (District II) - \$116,280

c) Lincoln Park Tennis Court Removal - east of Broadway, south of Lincoln. (472-84113 /765041/ 394173) Does not affect existing traffic. (District I) - \$20,000

d) Westlakes Court serving Lots 1 through 9, Block 1, from the north line of Westlakes Parkway to and including the cul-de-sac; Westlakes Court serving Lots 10 through 18, Block 1, from the north line of Westlakes Parkway to and including the cul-de-sac; Westlakes Court serving Lots 19 through 45, Block 1, from the north line of Westlakes Parkway to and including the cul-de-sac; Westlakes Court serving Lots 1 through 13, Block 4, from the west line of Westlakes Parkway to and including the cul-de-sac; Westlakes Parkway from the east line of Maize Road to the west line of Lot 45, Block 1; Sidewalk on the north side on Westlakes Parkway from the east line of Maize to the west line of Lot 45, Block 1 to serve Fox Ridge Addition - north of 29th Street North, east of Maize. (472-84025/ 765878/490989) Does not affect existing traffic. (District V) - \$750,000

Motion--  
--carried

Brewer moved that the Preliminary Estimates be received and filed. Motion carried 5 to 0, (Mayans and Lambke absent).

## **OAK CLIFF ESTATES PETITION TO CONSTRUCT A SANITARY SEWER AND STORM WATER SEWER IN OAK CLIFF ESTATES ADDITION, NORTH OF MAPLE, WEST OF MAIZE. (DISTRICT V)**

Agenda Report No. 04-1019

On June 8, 2004, the City Council approved Petitions to construct a sanitary sewer and storm water sewer in Oak Cliff Estates Addition. An attempt to award contracts within the budgets set by the petitions was not successful. The developer has submitted new Petitions with increased budgets. The signatures on the new Petitions represent 100% of the improvement districts.

The projects will serve a new commercial development located north of Maple, west of Maize.

The existing Petitions total \$43,000. The new Petitions total \$84,000. The funding source is special assessments.

State Statutes provide that a Petition is valid if signed by a majority of resident property owners or owners of the majority of the property in the improvement district.

Motion--  
--carried

Brewer moved that the Petitions be approved and the Resolutions adopted. Motion carried 5 to 0, (Mayans and Lambke absent).

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 5

## RESOLUTION NO. 04-578

A Resolution amending Resolution No. 04-287 pertaining to improving Lateral 37, Main 1, Cowskin Interceptor Sewer (north of Maple, west of Maize) 468-83824, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Brewer moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

## RESOLUTION NO. 04-579

A Resolution amending Resolution No.04-288 pertaining to improving Storm Water Sewer No. 607, (north of Maple, west of Maize) 468-83825, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented. Brewer moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

## **STREET CLOSURES      CONSIDERATION OF STREET CLOSURES/USES.**

There were no street closures to consider.

## **LASER PRINTER      LASER PRINTER MAINTENANCE CONTRACT – SELECTION OF VENDOR.**

Agenda Report No. 04-1020

IT/IS contracts with a service vendor to provide repair and maintenance on laser printers. Several departments to in remote locations and small workgroups use these printers.

A competitive Request for Proposal (FP400078) was issued for service of laser printers four responses were received. A staff screening and selection committee reviewed and evaluated the proposals based on the criteria set forth in the Request for Proposal. The successful vendor was KK Office Solutions, offering the lowest price and most qualified offering for servicing the City's laser printers. The new contract will be for one year with options to renew under the same terms and conditions for two (2) additional one (1) year periods by mutual agreement of both parties.

Computer equipment and maintenance service costs are within departmental operating budgets, and the annual total is expected not to exceed \$25,000.

The Law Department will review and approve the contracts as to form.

Motion--  
--carried

Brewer moved that the contract to KK Office Solutions be approved and the necessary signatures authorized. Motion carried 5 to 0, (Mayans and Lambke absent).

## **COPPER GATES      COPPER GATE ESTATES ADDITION, SOUTH OF 13TH STREET, WEST OF 135TH STREET WEST. (DISTRICT V)**

Agenda Report No. 04-1021

The City Council approved the water distribution system, sanitary sewer, storm water drainage and paving improvements in Copper Gates Estates Addition on December 12, 2002.

The proposed Agreement between the City and Baughman Company, P.A. provides for the design of bond financed improvements consisting of water distribution system, sanitary sewer, storm water drainage and paving in Copper Gate Estates Addition. Per Administrative Regulation 7a, staff recommends that Baughman be hired for this work, as this firm provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 6

Payment to Baughman will be on a lump sum basis of \$88,700, and will be paid by special assessments.

Motion--  
--carried

Brewer moved that the Agreement be approved and the necessary signatures authorized. Motion carried 5 to 0, (Mayans and Lambke absent).

## BLUE LAKE

### BLUE LAKE ADDITION, WEST OF WEST STREET, NORTH OF MACARTHUR. (DISTRICT IV)

Agenda Report No. 04-1022

The City Council approved the water distribution system, sanitary sewer and paving improvements in Blue Lake Addition on September 14, 2004.

The proposed Agreement between the City and Baughman Company, P.A. provides for the design of bond-financed improvements consisting of water distribution system, sanitary sewer and paving in Blue Lake Addition. Per Administrative Regulation 7a, staff recommends that Baughman be hired for this work, as this firm provided the preliminary engineering services for the platting of the subdivision and can expedite plan preparation.

Payment to Baughman will be on a lump sum basis of \$87,700, and will be paid by special assessments.

Motion--  
--carried

Brewer moved that the Agreement be approved and the necessary signatures authorized. Motion carried 5 to 0, (Mayans and Lambke absent).

## SKATE PARK

### SKATE PARK. (DISTRICT I)

Agenda Report No. 04-1023

On February 5, 2002, the City Council approved a skate park for the City of Wichita. The skate park facility will be located below the Kellogg Flyover between St. Francis and Emporia Streets. A Skate Park Committee comprised of local skateboard/skater enthusiasts and City staff has completed a schematic/conceptual design for the park facility. The City Council approved the firm of California Landscape & Design Inc., d/b/a California Skateparks, on March 16, 2004.

The Designer, California Skateparks, is in the process of completing the design and construction plans. The City plans to begin construction with a projected completion and opening date in Spring 2005. The original bonding resolution included 2002 Park Capital Improvement Program (CIP) funds of \$50,000 for the design phase only. In order to initiate the funding for the construction phase, the bonding resolution must be amended to include 2004 Park CIP funding of \$150,000. The expected matching Land and Water Conservation Fund Grant of \$200,000 should be awarded this fall, allotting a total of \$400,000 for the project.

The 2002 Park CIP included \$50,000 for the design phase and the 2004 Park CIP included \$150,000 for the construction phase. In addition to the CIP funds, the Park and Recreation Department is awaiting supplementary funding of \$200,000 in matching funds through the Land and Water Conservation Fund Grant.

Motion--  
--carried

Brewer moved that the amended bonding resolution be adopted and the necessary signatures authorized. Motion carried 5 to 0, (Mayans and Lambke absent).

### RESOLUTION NO. 04-586

A Resolution amending Resolution No. 02-089, and authorizing the issuance of Bonds by the City of Wichita at Large for the design, labor, material, and equipment for construction of a skate park presented. Brewer moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 7

## EQUUS BEDS

### EQUUS BEDS WATER QUALITY-US ENVIRONMENTAL PROTECTION AGENCY GRANT.

Agenda Report No. 04-1024

The Equus Beds is a vital component of the City's current water supplies and will play an even more important role in the future. The City has been conducting a water quality monitoring program in the Equus Beds Wellfield in cooperation with the US Geological Survey. This has been an ongoing effort for several years and is projected to continue for the next five years.

Congressman Todd Tiahrt accomplished legislation that included funding for an Equus Beds Water Quality Protection Program. The funds are to be administered through the US Environmental Protection Agency (EPA). The City submitted an application for the funds, and the EPA has notified the City that it has been approved to receive \$178,200 for the Equus Beds Water Quality Protection Program.

The program includes monitoring groundwater levels and water quality, and determining the ambient water quantity and water quality conditions in the study area. Chemical and hydrologic processes affecting the aquifer will be described, and evaluations will be conducted on the impact of the Aquifer Storage and Recovery Project on water quantity and quality.

The grant is for \$178,200 and does not require matching funds from the City. The cost of the Equus Beds project exceeds the grant amount, having an estimated cost of \$527,000 in the next year. Funds from the grant will be used to offset those costs.

City Council approval is required for acceptance of grants of this size.

Motion--  
--carried

Brewer moved that the Grant Agreement and receipt of funds be approved and the necessary signatures authorized. Motion carried 5 to 0, (Mayans and Lambke absent).

## COND/OPER. RPT.

### CONDITION AND OPERATION REPORT, JANUARY 1, 2001 THROUGH DECEMBER 31, 2003.

Agenda Report No. 04-1025

The Water & Sewer Department is required by Bond Ordinance 41-934, Section 1005, to hire an independent engineering firm to review and make recommendations regarding the operations and maintenance of the Water & Sewer Department. On April 6, 2004, the City Council authorized the firm of Burns & McDonnell to conduct the 2001 through 2003 Condition and Operation Report.

The Condition and Operation Report has been completed. Burns and McDonnell reports that the water and wastewater utilities are in generally good condition, that the design and operation of the systems are acceptable and in conformity with generally accepted engineering standards. Burns & McDonnell is satisfied that strategic plans have been prepared to meet future demands and requirements. The report states that the utilities are operated and managed effectively, are in good financial and operational condition, and are providing customers with safe, economical potable water and environmentally safe disposal of wastewater.

Specifically they found:

1. The City has performed and complied with the covenants set forth in the ordinance.
2. The City has maintained, charged and collected sufficient rates.
3. The City has provided for the proper maintenance of the Water & Sewer Department properties.
4. The City has made necessary repairs, renewals and improvements, or made provisions therefore.
5. The City has documented and recommended necessary capital improvements and replacements, and implemented such plans.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 8

The cost for the Condition and Operation Report is \$24,700 and will be paid from the Water & Sewer Administration budget.

Not less than every three years, the City is to employ an independent engineer, engineering firm, or corporation, to make an examination and do a written report on the condition and operation of the utility per Ordinance 41-934. This completed report by Burns & McDonnell satisfies the requirements of the bond covenant.

Motion--  
--carried

Brewer moved that the Condition and Operation Report prepared for the City of Wichita, Kansas be received and filed. Motion carried 5 to 0, (Mayans and Lambke absent).

## **CAPITAL PROJECT     CAPITAL PROJECT REDUCTIONS.**

Agenda Report No. 04-1026

Over time, several capital projects have been funded through transfers from the General Fund, many of which are no longer active (either completed or established but never spent). At the Council workshop on February 24th of this year, Council affirmed that Finance staff should develop a list of inactive projects for closure, with the balances returned to the General Fund. The 2004 Revised General Fund budget includes \$1 million in revenues to be recaptured from closing these old capital projects.

Closing capital project accounts that were originally General Fund financed, including interest earnings generated from those accounts, will return over \$1 million to the General Fund. Specific projects, dollar amounts, and impacts are listed below in alphabetical order.

- Annexation Study (\$112,554). Funds were set aside to study the financial impacts of annexation, but after soliciting proposals the City was not able to contract with any consultant or University to conduct the study.
- Art Museum Duct Heater Replacement (\$100,000). Funds were set aside for HVAC improvements at the Art Museum, but the improvements were constructed as part of the Museum Renovation project.
- Capital Building Maintenance (\$3,616). City Hall carpet replacement was funded through a General Fund transfer to a building maintenance account. Currently identified carpeting needs are handled through the operating budget, or in cases where large areas need replacement, the Enhanced Building Maintenance project account.
- Century II (\$16,020). Funds were set aside to purchase floor cleaning equipment. That equipment has been purchased and the project balance can be returned to the General Fund.
- Century II Telephone System (\$6,115). Phone system replacement several years ago was paid through a project account. The remaining balance is available to be transferred back to the General Fund.
- Council Chambers Remodel (\$500,000). The Council Chambers Remodel Project was completed without requiring use of a contingency fund established with General Fund monies.
- Credit Card Program (\$75,000). The City's Purchasing Card program was designed and implemented in-house, saving the City the cost of hiring consultants to perform the work.
- Customer Service Improvements (\$106,763). A project account was established to study accessibility and aesthetics for the Council Chambers Remodel Project. The work was completed for substantially less than original cost estimates. The study recommendations were subsequently incorporated into the design and construction of the Chamber improvements.
- East Kellogg Fencing (\$16,411). Excess funds exist in a project where monies were set aside for fence replacement between Grove and Hillside, where the existing fencing had failed.
- Waterwall (\$50,000). The Waterwall project was completed without requiring the use of a contingency fund established with General Fund monies.
- Wayfinding Signage (\$23,858). Signage was placed throughout the Downtown area and the Museum Corridor. The Adopted 2005 budget includes money to maintain and replace the current wayfinding signs, as well as add a limited number of new signs.

The total of the listed projects is \$1,010,337.



# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 9

The net positive impact to the General Fund from closing projects will be slightly in excess of \$1 million.

Motion--  
--carried

Brewer moved that the capital project amendments and the necessary fund transfers be approved. Motion carried 5 to 0, (Mayans and Lambke absent).

## **S & S LIMOUSINE**

### **APPROVAL OF CERTIFICATE OF CONVENIENCE AND NECESSITY FOR MR. ALAN SMITH D/B/A S & S LIMOUSINE.**

Agenda Report No. 04-1027

On September 28, 2004, Wichita Transit staff received an application from Mr. Alan Smith d/b/a S & S Limousine, for a Certificate of Convenience and Necessity to operate a chartered limousine service in Wichita, Kansas. The application included support documentation, an insurance policy meeting code requirements, listing of employees names for police records check purposes and vehicle inspection report. This company currently has one limousine.

If approved for a license, S & S Limousine will become the ninth licensed charter limousine service in the City of Wichita. This will be an added resource to those persons needing transportation services for special occasions.

There will be no financial impact on the City of Wichita.

The Department of Law is reviewing the Certificate of Convenience and Necessity and the policy of insurance submitted by Mr. Alan Smith d/b/a S & S Limousine. Approval is pending.

Motion--  
--carried

Brewer moved that the Certificate of Convenience and Necessity for Mr. Alan Smith to operate S & S Limousine with up to three (3) vehicles in Wichita, Kansas be approved. Motion carried 5 to 0, (Mayans and Lambke absent).

## **HOMEOWNERSHIP**

### **INCREASE IN PURCHASE PRICE LIMIT; HOMEOWNERSHIP 80 PROGRAM.**

Agenda Report No. 04-1028

The City of Wichita's HOMEownership 80 program was established in 1992 in order to assist low-to-moderate income families with the purchase of a home. Zero-interest, deferred payment loans are provided for the down payment and closing costs associated with the purchase. The program is funded from the City's annual HOME Investment Partnerships Program grant, as a component of the Consolidated Plan, and is currently available in the City's Redevelopment Incentives Area. The current maximum purchase price, \$81,600, was approved by the City Council on August 21, 2001, and applies to existing homes, as well as newly constructed homes.

Over the past three years, the City's Community Housing Development Organizations (CHDO's ) have become more active in the construction of new homes within the City's Local Investment Areas and the Redevelopment Incentive Area. During the 2003-2004 program year, the HOMEownership 80 program assisted 31 families in the purchase of homes constructed by CHDO's, or private developers accessing development subsidy financing provided through the City's HOME program. These families represent 52% of the total number of families that received HOMEownership 80 assistance during the program year.

Housing prices and costs in the Wichita area continue to increase. There have been cases when the appraised value of a CHDO-constructed home has exceeded the current maximum purchase price. Based on information provided by the Wichita Area Builders Association (WABA), the cost of home construction has increased 15% over the past three years, primarily due to the increased cost of building materials. Further, according to statistics provided by the Wichita Area Association of Realtors, the median purchase price for an existing home in the Wichita area is \$88,900.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 10

Housing Services is proposing an increase in the maximum HOMEownership 80 purchase price to \$85,700, a percentage increase of 5%. The new purchase price limit would apply to newly constructed homes, as well as existing homes purchased with assistance provided through the HOMEownership 80 program. The Housing Advisory Board voted unanimously (7-0) to recommend approval of the proposed increase.

An increase in the maximum purchase price of a home purchased through the HOMEownership 80 program will provide for additional recovery of funding upon the sale of homes developed by CHDO's and private developers utilizing HOME program subsidy financing. The additional recovery will allow for additional homes to be constructed under the various funding agreements.

The proposed maximum purchase price is compliant with current HOME program regulatory requirements.

Motion--  
--carried

Brewer moved that the increase of the HOMEownership 80 program maximum purchase price, to \$85,700 be approved. Motion carried 5 to 0, (Mayans and Lambke absent).

## **TITLE CORREC. BUDGET TRANSFER**

### **CORRECTION OF TITLE TO WICHITA AIRPORT AUTHORITY PROPERTY. BUDGET TRANSFER-CONTRACTED STREET MAINTENANCE.**

Agenda Report No. 04-1048

The annual Contract Maintenance Program provides for contracted maintenance for contracted repair and resurfacing of selected streets within the City of Wichita. The 2004 program was approved by the City Council on December 16, 2003 in the amount of \$5,081,310 for various contractors and engineering staff costs. Most of this funding has been spent, and work has been completed on nearly all the locations approved in the program. Due to funding limitations, the 2004 program did not address many locations, which need repair. A year-end budget transfer to consolidate available funds from the 2004 Street Maintenance and Snow and Ice budgets is recommended to address remaining priority locations.

One of the most urgent needs is resurfacing on 21st Street from Ridge Road to Maize Road. The rapid growth in this area and heavy traffic loading is causing this street to deteriorate, and causing difficulties in keeping it maintained. A resurfacing project for this two-mile stretch of 21st Street is needed before the pavement deteriorates further. The cost of this project is estimated to be \$450,000. Additional funds of \$52,000 are also needed to fund personal services expenses associated with staff engineering and inspection of the 2004 contracted maintenance projects. It is recommended that these costs be funded through a combination of currently available funds in the 2004 Street Maintenance, Snow and Ice, and Contract Maintenance budgets. The project will be contracted before the end of 2004, with construction scheduled in the summer of 2005.

Projections through year-end indicate that funds will be available from savings in the Street Maintenance commodities and Snow & Ice commodities budgets to transfer to the Contract Maintenance Program to help pay the costs of this work. The total of the transfer will be \$410,000 (\$300,000 from the Street Maintenance budget and \$110,000 from the Snow & Ice budget). \$358,000 will be placed in contractual for work on the 21st Street project, and \$52,000 will go toward personal services. The remaining \$92,000 is presently available in the Contract Maintenance budget, and will not require a budget transfer.

Budget adjustments over \$10,000 require Council approval.

Motion--  
--carried

Brewer moved that staff be authorized to process the necessary budget transfers to fund additional contracted maintenance and to provide funding for personal services expenditures through year-end. Motion carried 5 to 0, (Mayans and Lambke absent).

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 11

## ORDINANCES

### SECOND READING ORDINANCES: (FIRST READ OCTOBER 12, 2004)

- a) Abatement of dangerous and unsafe structures.

#### ORDINANCE NO. 46-254

An Ordinance making a special assessment to pay for the removal of certain structures, being dangerous and unsafe buildings which have been declared a nuisance (building condemnation) under the provision of Sections 18.16.010 to 18.16.090 of the Code of the City of Wichita, Kansas.

- b) Amendments to Title 15 - adoption of the 2000 International Fire Code.

#### ORDINANCE NO. 46-255

An Ordinance amending Sections 15.01.010, 15.01.020, 15.01.030, 15.01.040, 15.01.060, 15.01.070, 15.01.080, 15.01.090, 15.01.100, 15.01.110, 15.01.120, 15.01.150, 15.01.160, 15.01.170, 15.01.180, 15.01.190, 15.01.200, 15.01.210, 15.01.230, 15.01.240, 15.01.250, 15.01.260, 15.01.280, 15.01.300, 15.01.310, 15.01.320, 15.01.330, 15.01.340, 15.01.350, 15.01.360, 15.01.370, 15.01.390, 15.01.400, 15.01.430, 15.01.450, 15.01.460 of the Code of the City of Wichita, Kansas, and creating Sections 15.01.050, 15.01.130, 15.01.140, 15.01.220, 15.01.270, 15.01.290, 15.01.380, 15.01.410, 15.01.420, 15.01.440, of the Code of the City of Wichita, Kansas, all pertaining to the adoption of the 2000 International Fire Code and City of Wichita Amendments hereto, and repealing the originals of said Sections and repealing the Original of Chapter 15.01.

- c) Release and substitution of property, Via Christi Health System, Inc. (Districts II, III and VI)

#### ORDINANCE NO. 46-256

An Ordinance of the City of Wichita, Kansas, authorizing the execution of a first amendment to bond indentures by and between the City and the Bank of New York; a third supplemental restated and amended lease by and between the City and Via Christi Regional Medical Center, Inc. and a third supplemental sublease by and between the City of Wichita, Kansas and Via Christi Regional Medical Center, Inc., in connection with the release and substitution of property and correction of interest rate.

- d) Alarm and fire alarm systems, Chapter 3.40 of the Code.

#### ORDINANCE NO. 46-257

An ordinance amending Sections 3.40.020, 3.40.030, 3.40.035, 3.40.040, 3.40.060, 3.40.070, 3.40.090, 3.40.100 and 3.40.105 and creating Section 3.40.150 of the Code of the City of Wichita, Kansas, all pertaining to alarm systems and repealing the Originals of Sections 3.40.020, 3.40.030, 3.40.035, 3.40.040, 3.40.070, 3.40.090 and 3.40.105.

- e) Issuance of Residential Rental Facility Revenue Bonds - Casa de-la-Familia Apartments. (District VI)

#### ORDINANCE NO. 46-393

An Ordinance authorizing the City of Wichita, Kansas, to issue its Residential Rental Facility Revenue Bonds for the purpose of providing funds to acquire, construct and equip a residential rental facility located in the City of Wichita, Kansas; and prescribing the form and authorizing execution of various documents relating to the issuance of and security for the bonds, the lease of the residential rental facility, and the sale of the bonds.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 12

- f) Changes to the order of business at regular meetings.

## ORDINANCE NO. 46-259

An Ordinance of the City of Wichita pertaining to changes to the order of business at regular city council meetings; amending Code Sections 2.04.190 and 2.04.390; and repealing the originals of said Sections, and repealing the original of Ordinance No. 46-241S.

- g) ZON 2004-15- north side of 13th Street North and on the west side of 135th Street West. (District V)

## ORDINANCE NO. 46-260

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. ZON 2004-15

- h) ZON2004-38-generally located 750 Feet East of 127th Street East, north of 21st Street North. (District II)

## ORDINANCE NO. 46-261

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. ZON 2004-38

- i) ZON2004-43 - generally located south of K-96 and East of Webb Road. (District II)

## ORDINANCE NO. 46-262

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. ZON 2004-43

## NEW BUSINESS

### **WATER PROJECTS**

### **PUBLIC HEARING ON PROPOSED ASSESSMENTS FOR THIRTY-FOUR (34) WATER PROJECTS, THIRTY-SIX (36) SEWER PROJECTS AND FIFTEEN STORM WATER PROJECTS IN JANUARY 2005 BOND SALE SERIES 780.**

Jim Armour

Acting City Engineer reviewed the item.

Agenda Report 04-1030

The City Council was notified on September 21, 2004 that the proposed assessment rolls were on file for public inspection in the Department of Finance.

Notice of hearing letters were published September 24, 2004 in the Wichita Eagle being not less than ten days prior to the date of hearing. All affected property owners have been notified in writing. Department of Finance & Public Works staff held an informal hearing October 11, 2004 at 11:00 a.m. for the water and sewer projects.

Statements of Special Assessment will be mailed to the property owners on November 5, 2004. The property owners have 30 days from date of statement to pay their assessment and avoid paying interest. The assessments not paid during this period will be in the January 2005 bond sale. The interest added

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 13

to the principal amount will be determined by the rate at which the bonds sell. The principal and interest will then be spread and placed on the 2005 tax roll.

These projects were initiated pursuant to provisions of KSA 12-6a01 et seq. as amended. All of the projects were 100% petitions with the exception of:

480-633 468-83503 Lateral 65, Main 4, SWI (ordered in)

## HEARING ON PROPOSED ASSESSMENTS FOR CONSTRUCTION OF WATER, SEWER, AND STORM WATER PROJECTS:

On September 21, 2004 the Council was notified that the Proposed Assessment Rolls for construction of the following water, sewer & storm projects has been prepared and were on file in the office of Debt Management in the Finance Department for public inspection:

### WATER PROJECTS:

- a. (470-820/448-89581) Construction of Water Distribution System No. 448-89581 TO SERVE FLAT CREEK ADDITION, East of 119th Street West, North of Pawnee, as authorized by Resolution R-01-234, adopted June 5, 2001, and published June 8, 2001. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$29,428.00 is to be apportioned 83.64% payable by the improvement district & 16.36% of the total cost payable by the Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.
- b. (470-819/448-89584) Construction of Water Distribution System No. 448-89584 TO SERVE FLAT CREEK ADDITION, East of 119th Street West, North of Pawnee, as authorized by Resolution R-01-237, adopted June 5, 2001, and published June 8, 2001. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$65,182.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- c. (470-809/448-89646) Construction of Water Distribution System No. 448-89646 TO SERVE THE COLLECTIVE, East of K-96, South of 21st Street North, as authorized by Resolution R-01-506, adopted December 11, 2001, and published December 15, 2001. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$37,930.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- d. (470-822/448-89648) Construction of Water Distribution System No. 448-89648 TO SERVE PINE MEADOW 2ND ADDITION, East of Greenwich, South of 13th Street, as authorized by Resolution R-02-017, adopted January 8, 2002, and published January 12, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$15,723.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- e. (470-807/448-89660) Construction of Water Distribution System No. 448-89660 TO SERVE THE FAIRMONT, North of 21st Street North, West of 127th Street East, as authorized by Resolution R-02-091, adopted February 5, 2002, and published February 9, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$54,214.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- f. (470-823/448-89728) Construction of Water Distribution System No. 448-89728 TO SERVE HAWTHORNE ADDITION, North of 21st Street North, East of 127th Street East, as authorized by Resolution R-03-164, adopted April 8, 2003, and published April 11, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$39,621.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 14

g. (470-771/448-89739) Construction of Water Distribution System No. 448-89739 TO SERVE WICHITA HEIGHTS HIGH SCHOOL ADDITION, South of 53rd Street North, West of Hillside, as authorized by Resolution R-02-563, amended by Resolution No. R-03-199, adopted December 10, 2002 & May 6, 2003, and published December 14, 2002 & May 9, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$145,965.00 is to be apportioned 63.3% payable by the improvement district & 36.7% of the total cost payable by the Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.

h. (470-776/448-89745) Construction of Water Distribution System No. 448-89745 TO SERVE LIBERTY PARK 2ND, COPPER GATE ESTATES, COPPER GATE & HERITAGE BAPTIST CHURCH ADDITIONS, North & South of 13th Street North on both sides of 135th Street West, as authorized by Resolution R-02-518, rescinded by Resolution No. R-04-328, adopted November 19, 2002 & June 22, 2004, and published November 15, 2002 & June 25, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$206,613.00 is to be apportioned 67.52% payable by the improvement district & 32.48% of the total cost payable by the Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.

i. (470-781/448-89765) Construction of Water Distribution System No. 448-89765 TO SERVE SOUTHERN RIDGE ADDITION, South of Pawnee, West of Maize, as authorized by Resolution R-03-055, amended by Resolution No. R-03-267, rescinded by Resolution No. 04-453, adopted February 4, 2003, June 3, 2003 & August 31, 2004, and published February 8, 2003, June 6, 2003 & September 3, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$126,748.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

j. (470-786/448-89781) Construction of Water Distribution System No. 448-89781 TO SERVE SIERRA HILLS ADDITION, East of 127th Street East, North of Pawnee, as authorized by Resolution R-03-091, amended by Resolution No. R-03-177, adopted February 11, 2003 & April 15, 2003, and published February 15, 2003 & April 18, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$41,728.00 is to be apportioned 50% payable by the improvement district & 50% of the total cost payable by the Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.

k. (470-787/448-89782) Construction of Water Distribution System No. 448-89782 TO SERVE SIERRA HILLS ADDITION, East of 127th Street East, North of Pawnee, as authorized by Resolution R-03-092, adopted February 11, 2003, and published February 15, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$117,372.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

l. (470-843/448-89786) Construction of Water Distribution System No. 448-89786 TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION, South of Lincoln, West of 127th Street East, as authorized by Resolution R-03-131, adopted March 18, 2003, and published April 4, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$34,937.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

m. (470-793/448-89791) Construction of Water Distribution System No. 448-89791 TO SERVE SHADOW WOODS ADDITION, West of 135th Street West, North of Maple, as authorized by Resolution R-03-078, rescinded by Resolution No. R-03-203, adopted February 11, 2003 & May 6, 2003, and published February 15, 2003 & May 9, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$48,290.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 15

- n. (470-799/448-89807) Construction of Water Distribution System No. 448-89807 TO SERVE CLEAR CREEK ADDITION, West of 143rd Street East, South of Kellogg, as authorized by Resolution R-03-219, adopted May 6, 2003, and published May 9, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$74,098.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- o. (470-833/448-89831) Construction of Water Distribution System No. 448-89831 TO SERVE EVERGREEN 4TH ADDITION, South of 29th Street North, West of Maize, as authorized by Resolution R-03-572, rescinded by Resolution No. R-04-090, adopted November 4, 2003 & March 2, 2004, and published November 7, 2003 & March 5, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$60,315.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- p. (470-808/448-89832) Construction of Water Distribution System No. 448-89832 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-283, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$68,449.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- q. (470-810/448-89833) Construction of Water Distribution System No. 448-89833 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-284, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$32,666.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- r. (470-811/448-89834) Construction of Water Distribution System No. 448-89834 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-285, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$35,391.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- s. (470-812/448-89835) Construction of Water Distribution System No. 448-89835 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-286, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$19,158.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- t. (470-854/448-89836) Construction of Water Distribution System No. 448-89836 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-287, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$41,212.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.
- u. (470-803/448-89842) Construction of Water Distribution System No. 448-89842 TO SERVE GRACE PARK, North of Harry, East of Greenwich, as authorized by Resolution R-03-274, adopted June 3, 2003, and published June 6, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$49,830.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 16

v. (470-816/448-89859) Construction of Water Distribution System No. 448-89859 TO SERVE CRYSTAL CREEK ADDITION, North of Harry, West of Greenwich, as authorized by Resolution R-03-427, adopted August 5, 2003, and published August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$98,470.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

w. (470-827/448-89860) Construction of Water Distribution System No. 448-89860 TO SERVE SAVANNA AT CASTLE ROCK RANCH 5TH & 7TH ADDITIONS, North of 13th Street North, East of 143rd Street East, as authorized by Resolution R-03-421, adopted August 5, 2003, and published August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$35,981.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

x. (470-817/448-89861) Construction of Water Distribution System No. 448-89861 TO SERVE SHOAL CREEK 2ND ADDITION, West of 143rd Street East, South of Central, as authorized by Resolution R-03-481, adopted September 9, 2003, and published September 12, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$38,703.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

y. (470-814/448-89865) Construction of Water Distribution System No. 448-89865 TO SERVE WILLOWBEND NORTH ESTATES 2ND ADDITION, West of Rock, South of 45th Street North, as authorized by Resolution R-03-438, adopted August 12, 2003, and published August 15, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$27,317.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

z. (470-813/448-89871) Construction of Water Distribution System No. 448-89871 TO SERVE DUGAN INDUSTRIAL 2ND ADDITION, North of K-42 Highway, East of Maize Road, as authorized by Resolution R-03-442, adopted August 19, 2003, and published August 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$36,731.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

aa. (470-815/448-89875) Construction of Water Distribution System No. 448-89875 TO SERVE WILSON FARMS 4TH ADDITION, West of Webb, South of 21st North, as authorized by Resolution R-03-449, adopted August 19, 2003, and published August 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$36,707.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

bb. (470-818/448-89880) Construction of Water Distribution System No. 448-89880 TO SERVE TARA FALLS ADDITION, South of Harry, East of Greenwich, as authorized by Resolution R-03-516, adopted September 16, 2003, and published September 19, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$46,203.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

cc. (470-828/448-89884) Construction of Water Distribution System No. 448-89884 TO SERVE WILSON ESTATES MEDICAL PARK 2ND, South of 21st Street North, West of Webb, as authorized by Resolution R-03-582, adopted November 4, 2003, and published November 7, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$26,078.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a square foot basis.



# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 17

dd. (470-836/448-89899) Construction of Water Distribution System No. 448-89899 TO SERVE THUNDERBIRD OFFICE PARK, West of 119th Street West, South of Maple, as authorized by Resolution R-03-645, adopted December 16, 2003, and published December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$27,788.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

ee. (470-832/448-89902) Construction of Water Distribution System No. 448-89902 TO SERVE THE LEGACY ADDITION, West of Meridian, South of MacArthur, as authorized by Resolution R-03-648, adopted December 16, 2003, and published December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$31,994.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

ff. (470-834/448-89906) Construction of Water Distribution System No. 448-89906 TO SERVE EAGLES LANDING AT NORTH OLIVER 3RD, West of Oliver, South of 45th Street South, as authorized by Resolution R-03-657, adopted December 16, 2003, and published December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$39,362.00 is to be apportioned 70.18% payable by the improvement district & 29.82% of the total cost payable by the Water Utility Fund to the improvement district. The cost has been assessed on a fractional basis.

gg. (470-835/448-89907) Construction of Water Distribution System No. 448-89907 TO SERVE EAGLES LANDING AT NORTH OLIVER 3RD, West of Oliver, South of 45th Street South, as authorized by Resolution R-03-658, adopted December 16, 2003, and published December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$34,469.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

hh. (470-839/448-89910) Construction of Water Distribution System No. 448-89910 TO SERVE AUBURN HILLS 15TH ADDITION, West of 135th Street West, North of Kellogg, as authorized by Resolution R-04-012, adopted January 6, 2004, and published January 9, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$62,060.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

## SEWERS

ii. (480-689/468-83371) Construction of LATERAL 3, MAIN 10, FOUR MILE CREEK SEWER, East of K-96, South of 21st Street North, as authorized by Resolution R-01-508, amended by Resolution No. R-03-420, adopted December 11, 2001 & August 5, 2003, and published December 15, 2001 & August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$100,660.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

jj. (480-684/468-83401) Construction of LATERAL 2, MAIN 11, FOUR MILE CREEK SEWER, North of 21st Street, West of 127th Street East, as authorized by Resolution R-02-096, adopted February 5, 2002, and published February 9, 2002, corrected & republished July 18, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$122,028.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 18

kk. (480-613/468-83423) Construction of MAIN 6, NORTHWEST INTERCEPTOR SEWER, West of Tyler Road, South of 37th Street North, as authorized by Resolution R-02-221, adopted May 7, 2002, and published May 11, 2002, corrected & republished November 8, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$367,631.00 is to be apportioned 12.2% payable by the improvement district & 87.8% payable by the Sewer Utility Fund. The cost has been assessed on a square foot basis.

ll. (480-718/468-83425) Construction of LATERAL 35, MAIN 1, COWSKIN INTERCEPTOR SEWER, West of 119th Street West, South of Maple, as authorized by Resolution R-02-194, rescinded by Resolution No. R-03-646, adopted April 2, 2002 & December 16, 2003, and published April 6, 2002 & December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$31,506.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

mm. (480-637/468-83428) Construction of LIFT STATION & FORCE MAIN FOR MAIN 21, SOUTHWEST INTERCEPTOR SEWER, East of Hoover, North of 47th Street South, as authorized by Resolution R-02-415, adopted September 17, 2002, and published September 21, 2002, corrected & republished October 10, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$642,284.00 is to be apportioned 45.30% payable by the improvement district & 54.70% payable by the Sewer Utility Fund. The cost has been assessed on a fractional basis.

nn. (480-705/468-83461) Construction of MAIN 13, PART G, SANITARY SEWER NO. 23, East of Hydraulic, North of 37th Street North, as authorized by Resolution R-02-411, adopted September 17, 2002, and published September 23, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$33,709.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.

oo. (480-706/468-83462) Construction of MAIN 13, PART H, SANITARY SEWER NO. 23, East of Hydraulic, North of 37th St. North, as authorized by Resolution R-02-412, adopted September 17, 2002, and published September 23, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$36,906.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.

pp. (480-633/468-83503) Construction of LATERAL 65, MAIN 4, SOUTHWEST INTERCEPTOR SEWER, Along Socora, North of Maple, as authorized by Resolution R-02-438, amended by Resolution No. R-03-353, adopted October 1, 2002 & July 8, 2003, and published October 5, 2002 & July 11, 2003. Petition for this improvement was signed by owners representing Ordered In of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$76,650.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.

qq. (480-656/468-83526) Construction of LATERAL 340, FOUR MILE CREEK SEWER, South of Harry, East of Greenwich, as authorized by Resolution R-02-460, adopted October 22, 2002, and published October 26, 2002, corrected & republished September 17, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$134,010.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 19

rr. (480-736/468-83549) Construction of LATERAL 33, COWSKIN INTERCEPTOR SEWER, South of Pawnee, West of Maize, as authorized by Resolution R-03-057, adopted February 4, 2003, and published February 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$27,846.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

ss. (480-650/468-83566) Construction of LATERAL 1, MAIN 14, FOUR MILE CREEK SEWER, South of 21st Street North, East of 127th Street East, as authorized by Resolution R-03-007, rescinded by Resolution No. R-03-389, adopted January 7, 2003 & July 15, 2003, and published January 11, 2003, corrected & republished August 21, 2003 & July 18, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$272,374.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

tt. (480-664/468-83574) Construction of LATERAL 4, MAIN 13, SANITARY SEWER NO. 23, South of 53rd Street North, West of Hillside, as authorized by Resolution R-03-027, amended by Resolution No. R-03-163, adopted January 7, 2003 & April 8, 2003, and published January 11, 2003 & April 11, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$235,640.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

uu. (480-665/468-83583) Construction of LATERAL 343, FOUR MILE CREEK SEWER, East of 127th Street East, North of Pawnee, as authorized by Resolution R-03-094, amended by Resolution No. R-03-158, adopted February 11, 2003 & April 1, 2003, and published February 15, 2003 & April 7, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$421,337.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

vv. (480-733/468-83634) Construction of LATERAL 37, COWSKIN INTERCEPTOR SEWER, West of 135th Street West, South of Central, as authorized by Resolution R-03-254, amended by Resolution No. R-04-172, rescinded by Resolution No. R-04-444, adopted May 20, 2003, April 13, 2004 & August 31, 2004, and published May 23, 2003, April 16, 2004 & September 3, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$72,138.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

ww. (480-716/468-83639) Construction of LATERAL 4, NORTHWEST INTERCEPTOR SEWER, South of 29th Street North, West of Maize, as authorized by Resolution R-03-573, rescinded by Resolution No. R-04-091, adopted November 4, 2003 & March 2, 2004, and published November 7, 2003 & March 5, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$143,223.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

xx. (480-682/468-83641) Construction of LATERAL 493, SOUTHWEST INTERCEPTOR SEWER, East of Maize, North of Pawnee, as authorized by Resolution R-03-272, adopted June 3, 2003, and published June 6, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$49,944.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 20

yy. (480-685/468-83643) Construction of LATERAL 5, NORTHWEST INTERCEPTOR SEWER, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-291, rescinded by Resolution No. R-03-412, adopted June 10, 2003 & August 5, 2003, and published June 13, 2003 & August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$261,637.00 is to be apportioned 92.6% payable by the improvement district & 7.4% payable by the Sewer Utility Fund. The cost has been assessed on a fractional basis.

zz. (480-686/468-83644) Construction of LATERAL 6, NORTHWEST INTERCEPTOR SEWER, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-292, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$48,308.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

aaa. (480-687/468-83645) Construction of LATERAL 7, NORTHWEST INTERCEPTOR SEWER, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-293, adopted June 10, 2003, and published June 13, 2003, corrected & republished July 2, 2003, corrected & republished January 16, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$67,574.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

bbb. (480-683/468-83654) Construction of LATERAL 352, FOUR MILE CREEK SEWER, North of Harry, East of Greenwich, as authorized by Resolution R-03-275, adopted June 3, 2003, and published June 6, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$72,974.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

ccc. (480-713/468-83658) Construction of MAIN 5, COWSKIN INTERCEPTOR SEWER, West of Maize, South of 31st Street South, as authorized by Resolution R-03-370, rescinded by Resolution No. R-04-450, adopted July 15, 2003 & August 31, 2004, and published July 18, 2003 & 9/3/04. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$321,664.00 is to be apportioned 50% payable by the improvement district & 50% payable by the Sewer Utility Fund. The cost has been assessed on a fractional basis.

ddd. (480-692/468-83666) Construction of LATERAL 270, MAIN 5, SANITARY SEWER NO. 22, North of 8th, West of Hoover, as authorized by Resolution R-03-354, adopted July 8, 2003, and published July 11, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$6,781.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

eee. (480-695/468-83677) Construction of LATERAL 354, FOUR MILE CREEK SEWER, North of Harry, West of Greenwich, as authorized by Resolution R-03-428, adopted August 5, 2003, and published August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$164,375.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

fff. (480-696/468-83678) Construction of LATERAL 355, FOUR MILE CREEK SEWER, North of Harry, West of Greenwich, as authorized by Resolution R-03-429, adopted August 5, 2003, and published August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$45,653.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 21

ggg. (480-711/468-83681) Construction of LATERAL 356, FOUR MILE CREEK SEWER, North of 13th Street North, East of 143rd Street East, as authorized by Resolution R-03-422, adopted August 5, 2003, and published August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$67,983.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

hhh. (480-691/468-83686) Construction of LATERAL 67, MAIN 9, SANITARY SEWER NO. 23, West of Rock, South of 45th Street North, as authorized by Resolution R-03-439, adopted August 12, 2003, and published August 15, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$68,450.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

iii. (480-724/468-83688) Construction of LATERAL 8, MAIN 19, SOUTHWEST INTERCEPTOR SEWER, North of 37th Street North, East of Tyler, as authorized by Resolution R-03-469, adopted September 9, 2003, and published September 12, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$66,776.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

jjj. (480-694/468-83696) Construction of LATERAL 86, MAIN 22, WAR INDUSTRIES SEWER, West of Webb, South of 21st North, as authorized by Resolution R-03-450, adopted August 19, 2003, and published August 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$64,218.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

kkk. (480-698/468-83706) Construction of LATERAL 357, FOUR MILE CREEK SEWER, South of Harry, East of Greenwich, as authorized by Resolution R-03-517, adopted September 16, 2003, and published September 19, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$57,502.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

lll. (480-708/468-83724) Construction of LATERAL 359, FOUR MILE CREEK SEWER, South of 13th Street North, East of Greenwich, as authorized by Resolution R-03-568, adopted November 4, 2003, and published November 7, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$25,721.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

mmm. (480-715/468-83742) Construction of LATERAL 497, SOUTHWEST INTERCEPTOR SEWER, West of Meridian, South of MacArthur, as authorized by Resolution R-03-649, rescinded by Resolution No. 04-342, adopted December 16, 2003 & July 13, 2004, and published December 22, 2003 & July 19, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$167,195.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

nnn. (480-720/468-83744) Construction of LATERAL 66, MAIN 4, SOUTHWEST INTERCEPTOR SEWER, South of Maple, East of Ridge, as authorized by Resolution R-04-033, adopted January 13, 2004, and published January 16, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$19,456.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 22

ooo. (480-719/468-83754) Construction of LATERAL 50, MAIN 2, SANITARY SEWER NO. 22, South of Pawnee, West of Seneca, as authorized by Resolution R-04-031, adopted January 13, 2004, and published January 16, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$30,764.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

ppp. (480-726/468-83755) Construction of LATERAL 41, MAIN 15, SOUTHWEST INTERCEPTOR SEWER, East of Tyler, North of 13th Street North, as authorized by Resolution R-04-066, adopted February 10, 2004, and published February 13, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$156,991.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

qqq. (480-723/468-83757) Construction of LATERAL 9, MAIN 2, COWSKIN INTERCEPTOR SEWER, West of 135th West, North of Kellogg, as authorized by Resolution R-04-014, adopted January 6, 2004, and published January 9, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$139,083.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

rrr. (480-728/468-83769) Construction of LATERAL 42, MAIN 15, SOUTHWEST INTERCEPTOR SEWER, North of 21st Street North, East of Ridge, as authorized by Resolution R-04-053, adopted February 10, 2004, and published February 13, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$11,650.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

## **STORM SEWERS**

sss. (485-206/468-82311) Constructing SWD NO. 99, TO SERVE FOREST LAKES, North of 29th Street North, West of Ridge, as authorized by Resolution R-93-150, rescinded by Resolution No. 04-331, adopted April 6, 1993 & June 22, 2004, and published April, 9 1993 & June 25, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$259,567.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

ttt. (485-213/468-83253) Constructing SWD NO. 166, TO SERVE REMINGTON PLACE & UNPLATTED TRACT, East of Webb, South of 21st Street North, as authorized by Resolution R-01-160, adopted April 24, 2001, and published April 28, 2001, corrected & republished May 5, 2001 & May 30, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$229,922.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

uuu. (485-231/468-83372) Constructing SWD NO. 183, TO SERVE THE COLLECTIVE, East of K-96. South of 21st Street North, as authorized by Resolution R-01-509, adopted December 11, 2001, and published December 15, 2001, corrected and republished August 9, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$171,493.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

vvv. (485-230/468-83404) Constructing SWD NO. 186, TO SERVE THE FAIRMONT, North of 21st North, West of 127th Street East, as authorized by Resolution R-02-099, adopted February 5, 2002, and published February 9, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$131,861.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 23

www. (485-209/468-83449) Constructing SWS NO. 570, TO SERVE FOSSIL RIM ESTATES ADDITION & UNPLATTED TRACT "A", East of Tyler, South of 29th Street North, as authorized by Resolution R-02-259, adopted May 21, 2002, and published May 25, 2002, corrected & republished June 6, 2002. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$740,537.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

xxx. (485-215/468-83550) Constructing SWD NO. 195, TO SERVE SOUTHERN RIDGE & UNPLATTED TRACT "A", South of Pawnee, West of Maize, as authorized by Resolution R-02-583, rescinded by Resolution No. 04-454, adopted December 17, 2002 & August 31, 2004, and published December 21, 2002, & September 9-17-2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$407,317.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

yyy. (485-216/468-83551) Constructing SWD NO. 580, TO SERVE SOUTHERN RIDGE, South of Pawnee, West of Maize, as authorized by Resolution R-02-584, rescinded by Resolution No. 04-455, adopted December 17, 2002 & August 31, 2004, and published December 21, 2002, corrected & republished February 27, 2003, & September 3, 2004. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$305,713.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

zzz. (485-237/468-83571) Constructing SWS NO. 592, TO SERVE REED'S COVE & REED'S COVE 2ND ADDITIONS, South of 21st Street, East of 127th Street East, as authorized by Resolution R-03-391, adopted July 15, 2003, and published July 18, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$140,002.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

aaaa. (485-227/468-83593) Constructing SWS NO. 587, TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION, South of Lincoln, West of 127th Street East, as authorized by Resolution R-03-140, adopted March 18, 2003, and published March 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$344,712.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

bbbb. (485-228/468-83613) Constructing SWD NO. 203, TO SERVE CLEAR CREEK ADDITION, West of 143rd Street East, South of Kellogg, as authorized by Resolution R-03-223, rescinded by Resolution No. R-03-643, adopted May 6, 2003 & December 16, 2003, and published May 9, 2003 & December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$316,364.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

cccc. (485-232/468-83651) Constructing SWD NO. 206, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-296, rescinded by Resolution No. R-03-413, adopted June 10, 2003 & August 5, 2003, and published June 13, 2003 & August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$92,073.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 24

dddd. (485-283/468-83653) Constructing SWS NO. 590, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-298, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$175,922.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

eeee. (485-234/468-83670) Constructing SWD NO. 210, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-414, adopted August 5, 2003, and published August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$145,408.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

ffff. (485-235/468-83671) Constructing SWD NO. 211, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, as authorized by Resolution R-03-415, adopted August 5, 2003, and published August 8, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$179,766.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

gggg. (485-245/468-83746) Constructing SWS NO. 602, TO SERVE THUNDERBIRD OFFICE PARK, West of 119th Street West, South of Maple, as authorized by Resolution R-03-647, adopted December 16, 2003, and published December 22, 2003. Petition for this improvement was signed by owners representing 100% of the property ownership. The Statement of Cost approved July 20, 2004, in the amount of \$53,136.00 is to be apportioned 100% payable by the improvement district to the improvement district. The cost has been assessed on a fractional basis.

Vice-Mayor Brewer

Vice-Mayor Brewer inquired if anyone from the audience wished to be heard and no one appeared.

Motion--

Brewer moved that the Public Hearing be closed; the proposed assessments, except J, K, RR, UU and ZZZ, be approved and the Ordinances be placed on first reading. Motion carried 5 to 0, (Mayans and Lambke absent).

--carried

## **WATER PROJECTS:**

a. (470-820/448-89581)

### ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89581 TO SERVE FLAT CREEK ADDITION, East of 119th Street West, North of Pawnee, introduced and under the rules laid over.

b. (470-819/448-89584)

### ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction Water Distribution System No. 448-89584 TO SERVE FLAT CREEK ADDITION, East of 119th Street West, North of Pawnee, introduced and under the rules laid over.



# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 25

c. (470-809/448-89646)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89646 TO SERVE THE COLLECTIVE, East of K-96, South of 21st Street North, introduced and under the rules laid over.

d. (470-822/448-89648)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89648 TO SERVE PINE MEADOW 2ND ADDITION, East of Greenwich, South of 13th Street, introduced and under the rules laid over.

e. (470-807/448-89660)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89660 TO SERVE THE FAIRMONT, North of 21st Street North, West of 127th Street East, introduced and under the rules laid over.

f. (470-823/448-89728)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89728 TO SERVE HAWTHORNE ADDITION, north of 21st Street North, East of 127th Street East, introduced and under the rules laid over.

g. (470-771/448-89739)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89739 TO SERVE WICHITA HEIGHTS HIGH SCHOOL ADDITION, South of 53rd Street North, West of Hillside, introduced and under the rules laid over.

h. (470-776/448-89745)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89745 TO SERVE LIBERTY PARK 2ND, COPPER GATE ESTATES, COPPER GATE & HERITAGE BAPTIST CHURCH ADDITIONS, North & South of 13th Street North on both sides of 135th Street West, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 26

- i. (470-781/448-89765)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89765 TO SERVE SOUTHERN RIDGE ADDITION, South of Pawnee, West of Maize, introduced and under the rules laid over.

- j. (470-786/448-89781) This Item was pulled from the Agenda.  
k. (470-787/448-89782) This Item was pulled from the Agenda..  
l. (470-843/448-89786)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89786 TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION, South of Lincoln, West of 127th Street East, introduced and under the rules laid over.

- m. (470-793/448-89791)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89791 TO SERVE SHADOW WOODS ADDITION, West of 135th Street West, North of Maple, introduced and under the rules laid over.

- n. (470-799/448-89807)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89807 TO SERVE CLEAR CREEK ADDITION, West of 143rd Street East, South of Kellogg, introduced and under the rules laid over.

- o. (470-833/448-89831)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89831 TO SERVE EVERGREEN 4TH ADDITION, South of 29th Street North, West of Maize, introduced and under the rules laid over.

- p. (470-808/448-89832)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89832 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 27

q. (470-810/448-89833)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89833 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

r. (470-811/448-89834)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89834 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

s. (470-812/448-89835)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89835 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

t. (470-854/448-89836)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89836 TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

u. (470-803/448-89842)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89842 TO SERVE GRACE PARK, North of Harry, East of Greenwich, introduced and under the rules laid over.

v. (470-816/448-89859)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89859 TO SERVE CRYSTAL CREEK ADDITION, North of Harry, West of Greenwich, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 28

w. (470-827/448-89860)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89860 TO SERVE SAVANNA AT CASTLE ROCK RANCH 5TH & 7TH ADDITIONS, North of 13th Street North, East of 143rd Street East, introduced and under the rules laid over.

x. (470-817/448-89861)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89861 TO SERVE SHOAL CREEK 2ND ADDITION, West of 143rd Street East, South of Central, introduced and under the rules laid over.

y. (470-814/448-89865)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89865 TO SERVE WILLOWBEND NORTH ESTATES 2ND ADDITION, West of Rock, South of 45th Street North, introduced and under the rules laid over.

z. (470-813/448-89871)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89871 TO SERVE DUGAN INDUSTRIAL 2ND ADDITION, North of K-42 Highway, East of Maize Road, introduced and under the rules laid over.

aa. (470-815/448-89875)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89875 TO SERVE WILSON FARMS 4TH ADDITION, West of Webb, South of 21st North., introduced and under the rules laid over.

bb. (470-818/448-89880)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89880 TO SERVE TARA FALLS ADDITION, South of Harry, East of Greenwich, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 29

cc. (470-828/448-89884)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89884 TO SERVE WILSON ESTATES MEDICAL PARK 2ND, South of 21st Street North, West of Webb, introduced and under the rules laid over.

dd. (470-836/448-89899)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89899 TO SERVE THUNDERBIRD OFFICE PARK, West of 119th Street West, South of Maple, introduced and under the rules laid over.

ee. (470-832/448-89902)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89902 TO SERVE THE LEGACY ADDITION, West of Meridian, South of MacArthur, introduced and under the rules laid over.

ff. (470-834/448-89906)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89906 TO SERVE EAGLES LANDING AT NORTH OLIVER 3RD, West of Oliver, South of 45th Street South, introduced and under the rules laid over.

gg. (470-835/448-89907)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89907 TO SERVE EAGLES LANDING AT NORTH OLIVER 3RD, West of Oliver, South of 45th Street South, introduced and under the rules laid over.

hh. (470-839/448-89910)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of Water Distribution System No. 448-89910 TO SERVE AUBURN HILLS 15TH ADDITION, West of 135th Street West, North of Kellogg, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 30

## SEWERS

ii. (480-689/468-83371)

### ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 3, MAIN 10, FOUR MILE CREEK SEWER, East of K-96, South of 21st Street North., introduced and under the rules laid over.

jj. (480-684/468-83401)

### ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 2, MAIN 11, FOUR MILE CREEK SEWER, North of 21st Street, West of 127th Street East, introduced and under the rules laid over.

kk. (480-613/468-83423)

### ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 6, NORTHWEST INTERCEPTOR SEWER, West of Tyler Road, South of 37th Street North, introduced and under the rules laid over.

ll. (480-718/468-83425)

### ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 35, MAIN 1, COWSKIN INTERCEPTOR SEWER, West of 119th Street West, South of Maple, introduced and under the rules laid over.

mm. (480-637/468-83428)

### ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LIFT STATION & FORCE MAIN FOR MAIN 21, SOUTHWEST INTERCEPTOR SEWER, East of Hoover, North of 47th Street South, introduced and under the rules laid over.

nn. (480-705/468-83461)

### ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 13, PART G, SANITARY SEWER NO. 23, East of Hydraulic, North of 37th Street North, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 31

oo. (480-706/468-83462)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 13, PART H, SANITARY SEWER NO. 23, East of Hydraulic, North of 37th St. North, introduced and under the rules laid over.

pp. (480-633/468-83503)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 65, MAIN 4, SOUTHWEST INTERCEPTOR SEWER, Along Socora, North of Maple, introduced and under the rules laid over.

qq. (480-656/468-83526)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 340, FOUR MILE CREEK SEWER, South of Harry, East of Greenwich, introduced and under the rules laid over.

rr. (480-736/468-83549) This Item was pulled from the Agenda.

ss. (480-650/468-83566)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 1, MAIN 14, FOUR MILE CREEK SEWER, South of 21st Street North, East of 127th Street East, introduced and under the rules laid over.

tt. (480-664/468-83574)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of Construction of LATERAL 4, MAIN 13, SANITARY SEWER NO. 23, South of 53rd Street North, West of Hillside, introduced and under the rules laid over.

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 4, MAIN 13, SANITARY SEWER NO. 23, South of 53rd Street North, introduced and under the rules laid over.

uu. (480-665/468-83583) This Item was pulled from the Agenda.

vv. (480-733/468-83634)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 37, COWSKIN INTERCEPTOR SEWER, West of 135th Street West, South of Central, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 32

ww. (480-716/468-83639)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 4, NORTHWEST INTERCEPTOR SEWER, South of 29th Street North, West of Maize, introduced and under the rules laid over.

xx. (480-682/468-83641)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 493, SOUTHWEST INTERCEPTOR SEWER, East of Maize, North of Pawnee, introduced and under the rules laid over.

yy. (480-685/468-83643)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 5, NORTHWEST INTERCEPTOR SEWER, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

zz. (480-686/468-83644)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 6, NORTHWEST INTERCEPTOR SEWER, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

aaa. (480-687/468-83645)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 7, NORTHWEST INTERCEPTOR SEWER, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

bbb. (480-683/468-83654)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 352, FOUR MILE CREEK SEWER, North of Harry, East of Greenwich.



# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 33

ccc. (480-713/468-83658)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of MAIN 5, COWSKIN INTERCEPTOR SEWER, West of Maize, South of 31st Street South, introduced and under the rules laid over.

ddd. (480-692/468-83666)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 270, MAIN 5, SANITARY SEWER NO. 22, North of 8th, West of Hoover, introduced and under the rules laid over.

eee. (480-695/468-83677)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 354, FOUR MILE CREEK SEWER, North of Harry, West of Greenwich, introduced and under the rules laid over.

fff. (480-696/468-83678)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 355, FOUR MILE CREEK SEWER, North of Harry, West of Greenwich, introduced and under the rules laid over.

ggg. (480-711/468-83681)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 356, FOUR MILE CREEK SEWER, North of 13th Street North, East of 143rd Street East, introduced and under the rules laid over.

hhh. (480-691/468-83686)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 67, MAIN 9, SANITARY SEWER NO. 23, West of Rock, South of 45th Street North, introduced and under the rules laid over.

iii. (480-724/468-83688)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 8, MAIN 19, SOUTHWEST INTERCEPTOR SEWER, North of 37th Street North, East of Tyler, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 34

jjj. (480-694/468-83696)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 86, MAIN 22, WAR INDUSTRIES SEWER, West of Webb, South of 21st North, introduced and under the rules laid over.

kkk. (480-698/468-83706)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 357, FOUR MILE CREEK SEWER, South of Harry, East of Greenwich, introduced and under the rules laid over.

lll. (480-708/468-83724)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 359, FOUR MILE CREEK SEWER, South of 13th Street North, East of Greenwich, introduced and under the rules laid over.

mmm. (480-715/468-83742)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 497, SOUTHWEST INTERCEPTOR SEWER, West of Meridian, South of MacArthur, introduced and under the rules laid over.

nnn. (480-720/468-83744)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 66, MAIN 4, SOUTHWEST INTERCEPTOR SEWER, South of Maple, East of Ridge, introduced and under the rules laid over.

ooo. (480-719/468-83754)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 50, MAIN 2, SANITARY SEWER NO. 22, South of Pawnee, West of Seneca, introduced and under the rules laid over.

ppp. (480-726/468-83755)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 41, MAIN 15, SOUTHWEST INTERCEPTOR SEWER, East of Tyler, North of 13th Street North.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 35

qqq. (480-723/468-83757)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 9, MAIN 2, COWSKIN INTERCEPTOR SEWER, West of 135th West, North of Kellogg, introduced and under the rules laid over.

## ORDINANCE

rrr. (480-728/468-83769) Construction of LATERAL 42, MAIN 15, SOUTHWEST INTERCEPTOR SEWER, North of 21st Street North, East of Ridge, introduced and under the rules laid over.

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of construction of LATERAL 42, MAIN 15, SOUTHWEST INTERCEPTOR SEWER, North of 21st Street North, East of Ridge, introduced and under the rules laid over.

## **STORM SEWERS**

sss. (485-206/468-82311)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 99, TO SERVE FOREST LAKES, North of 29th Street North, West of Ridge, introduced and under the rules laid over.

ttt. (485-213/468-83253)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 166, TO SERVE REMINGTON PLACE & UNPLATTED TRACT, East of Webb, South of 21st Street North, introduced and under the rules laid over.

uuu. (485-231/468-83372)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 183, TO SERVE THE COLLECTIVE, East of K-96. South of 21st Street North, introduced and under the rules laid over.

vvv. (485-230/468-83404)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 186, TO SERVE THE FAIRMONT, North of 21st North, West of 127th Street East, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 36

www. (485-209/468-83449)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWS NO. 570, TO SERVE FOSSIL RIM ESTATES ADDITION & UNPLATTED TRACT "A", East of Tyler, South of 29th Street North, introduced and under the rules laid over.

xxx. (485-215/468-83550)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 195, TO SERVE SOUTHERN RIDGE & UNPLATTED TRACT "A", South of Pawnee, West of Maize, introduced and under the rules laid over.

yyy. (485-216/468-83551)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 580, TO SERVE SOUTHERN RIDGE, South of Pawnee, West of Maize, introduced and under the rules laid over.

zzz. (485-237/468-83571) This Item was pulled from the Agenda.

aaaa. (485-227/468-83593)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWS NO. 587, TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION, South of Lincoln, West of 127th Street East, introduced and under the rules laid over.

bbbb. (485-228/468-83613)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 203, TO SERVE CLEAR CREEK ADDITION, West of 143rd Street East, South of Kellogg., introduced and under the rules laid over.

cccc. (485-232/468-83651)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 206, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 37

dddd. (485-283/468-83653)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWS NO. 590, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

eeee. (485-234/468-83670)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 210, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

ffff. (485-235/468-83671)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWD NO. 211, TO SERVE FOX RIDGE ADDITION, North of 29th Street North, between Maize & Tyler, introduced and under the rules laid over.

gggg. (485-245/468-83746)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of constructing SWS NO. 602, TO SERVE THUNDERBIRD OFFICE PARK, West of 119th Street West, South of Maple, introduced and under the rules laid over.

## PAVING PROJECTS

### **PUBLIC HEARING ON PROPOSED ASSESSMENTS FOR FORTY-NINE (49) PAVING PROJECTS IN JANUARY 2005 BOND SALES SERIES 780.**

Jim Armour

Acting City Engineer reviewed the item.

Agenda Report No. 04-1031

The Council was notified on September 14, 2004 that the proposed assessment rolls were on file for public inspection in the Department of Finance.

Notice of hearing letters were published September 17, 2004 in the Wichita Eagle being not less than ten days prior to the date of hearing. All affected property owners have been notified in writing. Department of Finance and Public Works staff held an informal hearing October 4, 2004 at 11:00 a.m. for the paving projects.

Statements of Special Assessment will be mailed to the property owners on November 5, 2004. The property owners have 30 days from date of statement to pay their assessment and avoid paying interest. The assessments not paid during this period will be in the January 2005 bond sale. The interest added to the principal amount will be determined by the rate at which the bonds sell. The principal and interest will then be spread and placed on the 2005 tax roll.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 38

These projects were initiated pursuant to provisions of K.S.A. 12-6a01 et seq. as amended. All of the projects were 100% petitions with the exception of:

## Paving Projects

472-83479	56.40% Petition	Improving Park Place
472-83480	57.80% Petition	Improving 28th St North
472-83481	57.75% Petition	Improving Wellington Place
472-83621	74.64% Petition	Improving Flora
472-83651	51.82% Petition	Improving 20th St. North
472-83684	58.71% Petition	Improving Wheatridge Dr., Hornecker Dr., Lynndale St., Walker Ave., Rogers Lane, and Irving St.

## PAVING PROJECTS:

a. (472-80748\765723\490-834) –INSTALL TRAFFIC CONTROL DEVICES AT INTERSECTION OF SOCORA & CENTRAL AVENUE TO SERVE TYLER ACRES 6TH ADDITION (East of Tyler on Central) as authorized by Resolution No., adopted July 5, 1983, and published July 8, 1983. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$92,669.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.

b. (472-83077\765739\490-850) –IMPROVING CHAPEL HILL/CRESTWOOD/ BEDFORD/ SUMMERFIELD LOOP STREET, SUMMERFIELD & SIDEWALK TO SERVE CHAPEL HILL 2ND ADDITION (East of Greenwich, North of 13th Street) as authorized by Resolution No. R-99-103, rescinded by Resolution No. R-04-191, adopted March 16, 1999 & April 20, 2004, and published March 19, 1999 & April 23, 2004. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$595,301.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

c. (472-83141\765601\490-712) –IMPROVING LEFT TURN LANE AT MERIDIAN TO SERVE AN UNPLATTED TRACT (East of Meridian, North of 42nd Street North) as authorized by Resolution No. R-99-394, adopted October 12, 1999, and published October 15, 1999. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$30,929.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

d. (472-83376\765763\490-874) –IMPROVING CRANBROOK, CHURCHILL/SHADYBROOK, 19TH STREET NORTH, 19TH STREET COURT NORTH & SIDEWALK TO SERVE REMINGTON PLACE & AN UNP. TRACT (East of Webb, South of 21st Street) as authorized by Resolution No. R-01-163, adopted April 24, 2001, and published April 28, 2001. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$591,585.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

e. (472-83377\765764\490-875) –IMPROVING SHADYBROOK/LINDBERG TO SERVE REMINGTON PLACE (East of Webb, South of 21st Street) as authorized by Resolution No. R-01-164, adopted April 24, 2001, and published April 28, 2001. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$110,935.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 39

- f. (472-83394\765693\490-804) –IMPROVING MORRIS, RED OAKS CIRCLE & RED OAKS TO SERVE HARRISON PARK 2ND ADDITION (East of Webb, North of Lincoln) as authorized by Resolution No. R-01-253, adopted June 19, 2001, and published June 23, 2001. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$176,909.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- g. (472-83445\765790\490-901) –IMPROVING KINKAID, STONEYBROOK, KINKAID COURT & STONEYBROOK COURT TO SERVE BRENTWOOD SOUTH ADDITION (East of Webb, North of Pawnee) as authorized by Resolution No. R-02-039, rescinded by Resolution No. R-03-127, adopted January 15, 2002 & March 18, 2003, and published January 19, 2002 & March 22, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$361,810.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- h. (472-83458\765803\490-914) –IMPROVING CREST STREET/DONEGAL LANE/ BRISTOL STREET, BRISTOL & CREST COURT TO SERVE PINE MEADOW ADDITION (East of Greenwich, South of 13th Street) as authorized by Resolution No. R-02-014, adopted January 8, 2002, and published January 12, 2002, corrected & republished January 22, 2002. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$325,257.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- i. (472-83459\765826\490-937) –IMPROVING PINE MEADOW COURT TO SERVE PINE MEADOW & PINE MEADOW 2ND ADDITIONS (East of Greenwich, South of 13th Street) as authorized by Resolution No. R-02-020, rescinded by Resolution No. R-04-032, adopted January 8, 2002 & January 13, 2004, and published January 12, 2002 & January 16, 2004. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$112,200.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- j. (472-83479\765720\490-831) –IMPROVING PARK PLACE TO SERVE MONTROSE PARK ADDITION (North of 27th Street North, South of 28th Street North) as authorized by Resolution No. R-02-071, adopted February 5, 2002, and published February 9, 2002. Petition for this improvement was signed by owners representing 56.40% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$86,470.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.
- k. (472-83480\765719\490-830) –IMPROVING 28TH ST NORTH TO SERVE MONTROSE PARK & MCCOSKEY ADDITIONS (East of Fairview to West of Wellington Place, East of Wellington Place to West of Park Place) as authorized by Resolution No. R-02-072, adopted February 5, 2002, and published February 9, 2002. Petition for this improvement was signed by owners representing 57.80% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$66,062.00 is to be apportioned 100 % payable by the improvement district. The cost has been assessed on a square foot basis.
- l. (472-83481\765716\490-827) –IMPROVING OF WELLINGTON PLACE TO SERVE MONTROSE PARK, MONTROSE & BUD PALMER ADDITIONS (North of 27th Street North, South of 29th Street North) as authorized by Resolution No. R-02-070, adopted February 5, 2002, and published February 9, 2002, corrected & republished July 17, 2004. Petition for this improvement was signed by owners representing 57.75% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$159,785.00 is to be apportioned 92% payable by the improvement district & 8% payable by the City at Large. The cost has been assessed on a square foot basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 40

- m. (472-83484\765808\490-919) –IMPROVING BOXTHORN, MAINSGATE, AYESBURY, BOXTHORN COURT, AYESBURY COURT & SIDEWALK TO SERVE THE FAIRMONT (North of 21st Street, West of 127th Street East) as authorized by Resolution No. R-02-101, adopted February 5, 2002, and published February 9, 2002. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$373,562.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- n. (472-83499\765795\490-906) –IMPROVING SMITHMOOR STREET & BLUESTEM CIRCLE TO SERVE SMITHMOOR 10TH ADDITION (West of Greenwich, North of Pawnee) as authorized by Resolution No. R-02-129, adopted March 5, 2002, and published March 9, 2002. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$195,871.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- o. (472-83515\765727\490-838) –IMPROVING TRAFFIC SIGNALS ON CENTRAL AVENUE AT SOCORA TO SERVE NOTRE DAME HIGH SCHOOL (East of Tyler on Central) as authorized by Resolution No. R-02-176, adopted April 2, 2002, and published April 6, 2002. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$39,000.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- p. (472-83621\765752\490-863) –IMPROVING FLORA TO SERVE FRUITVALE PARK (North of St. Louis, South of 3rd Street North) as authorized by Resolution No. R-02-371, adopted August 13, 2002, and published August 17, 2002. Petition for this improvement was signed by owners representing 74.64% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$125,902.00 is to be apportioned 73% payable by the improvement district & 27% payable by the City at Large. The cost has been assessed on a square foot basis.
- q. (472-83648\765770\490-881) –IMPROVING TARA FALLS, FUNSTON, TARA FALLS COURTS & ANDREA TO SERVE TARA FALLS ADDITION (East of Greenwich, South of Harry) as authorized by Resolution No. R-02-462, adopted October 22, 2002, and published October 26, 2002. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$333,108.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- r. (472-83651\765760\490-871) –IMPROVING 20TH STREET NORTH TO SERVE PARKVIEW ADDITION (East of Hydraulic Avenue, West of Piatt Avenue) as authorized by Resolution No. R-02-482, adopted November 5, 2002, and published November 9, 2002. Petition for this improvement was signed by owners representing 51.82% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$113,141.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.
- s. (472-83653\765768\490-879) –IMPROVING FORESTVIEW, FORESTVIEW COURT & SIDEWALK TO SERVE LIBERTY PARK 2ND (South of 13th Street, East of 135th Street West) as authorized by Resolution No. R-02-538, rescinded by Resolution No. R-03-614, adopted December 10, 2002 & November 18, 2003, and published December 14, 2002, corrected & republished June 20, 2003, & November 21, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$223,812.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.



# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 41

- t. (472-83666\766003\491-004) –CONSTRUCTING FACADE IMPROVEMENTS AT 518 E. DOUGLAS TO SERVE J.R. MEAD'S ADDITION (North of Douglas, East of Emporia) as authorized by Resolution No. R-02-525, adopted December 10, 2002, and published December 14, 2002. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$41,423.00 is to be apportioned 75% payable by the improvement district & 25% payable by the City at Large. The cost has been assessed on a square foot basis.
- u. (472-83668\765765\490-876) –IMPROVING WOODCREEK, ROSEWOOD & ROSEWOOD COURT TO SERVE WHISPERING LAKES ESTATES (South of Harry, East of 143rd Street East) as authorized by Resolution No. R-02-568, adopted December 17, 2002, and published December 21, 2002, corrected & republished June 29, 2004. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$346,260.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- v. 472-83669\765769\490-880) –IMPROVING AKSARBEN, PONDEROSA, AKSARBEN COURT, PONDEROSA COURT & SIDEWALK TO SERVE COPPER GATE & COPPER GATES ESTATES (South of 13th Street, West of 135th Street West) as authorized by Resolution No. R-02-554, rescinded by Resolution No. R-03-540, adopted December 10, 2002 & October 21, 2003, and published December 14, 2002 & October 24, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$275,505.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- w. (472-83680\765779\490-890) –IMPROVING GLENWOOD & GLENWOOD COURT TO SERVE REED'S COVE & REED'S COVE 2ND ADDITIONS (South of 21st Street, East of 127th Street East) as authorized by Resolution No. R-03-043, rescinded by Resolution No. R-03-393, adopted February 4, 2003 & July 15, 2003, and published February 8, 2003 & July 18, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$240,838.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- x. (472-83681\765778\490-889) –IMPROVING LARK, ATLANTA, WESTGATE, WESTGATE COURT, YOSEMITE, YOSEMITE COURT, LAMP, & SIDEWALK TO SERVE SOUTHERN RIDGE ADDITION (South of Pawnee, West of Maize) as authorized by Resolution No. R-03-058, rescinded by Resolution No.04-456, adopted February 8, 2003 & August 31, 2004, and published February 8, 2003 & September 3, 2004. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$569,328.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- y. (472-83684\765772\490-883) –IMPROVING WHEATRIDGE DRIVE, HORNECKER DRIVE, LYNNDAL STREET, WALKER AVENUE, ROGERS LANE & IRVING STREET TO SERVE C. PATE ADDITION TO WHEATRIDGE, BLEDSOE, WHEATRIDGE, BOLTON, FRIESS & WELLS ACRE ADDITIONS & UNPLATTED TRACTS (North of Kellogg, West of 119th Street West) as authorized by Resolution No. R-03-001, adopted January 7, 2003, and published January 11,2003, corrected & republished July 17, 2004. Petition for this improvement was signed by owners representing 58.71% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$442,821.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 42

- z. (472-83687\765782\490-893) –IMPROVING PEREGRINE, PEREGRINE COURT, LANNERS CIRCLE, LANNERS COURT, KITE, OSPREY CIRCLE & SIDEWALK TO SERVE FALCON FALLS ADDITION (South of 53rd Street North, West of Hillside) as authorized by Resolution No. R-03-048, adopted February 4, 2003, and published February 8, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$731,989.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- aa. (472-83691\765784\490-895) –IMPROVING BROOKVIEW, VALERIE, 34TH STREET NORTH, VALERIE CIRCLE, 34TH STREET NORTH COURT & SIDEWALK TO SERVE TYLER'S LANDING ADDITION (South of 37th Street North, East of Tyler) as authorized by Resolution No. R-03-052, adopted February 4, 2003, and published February 8, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$265,958.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- bb. 472-83692\765793\490-904) –IMPROVING BROOKVIEW, HIGH POINT, PEPPER RIDGE, 34TH STREET NORTH, LANG & SIDEWALK TO SERVE TYLER'S LANDING ADDITION (South of 37th Street North, East of Tyler) as authorized by Resolution No. R-03-053, adopted February 4, 2003, and published February 8, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$214,589.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- cc. (472-83705\765783\490-894) –IMPROVING OSIE STREET TO SERVE LINWOOD SCHOOL FINAL PLAT ADDITION (East of Hydraulic, South of Harry) as authorized by Resolution No. R-03-061, adopted February 4, 2003, and published February 8, 2003, corrected & republished August 26, 2004. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$114,951.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- dd. (472-83715\765800\490-911) –IMPROVING ZELTA, ZELTA COURT, BRACKEN, BRACKEN COURT, ZIMMERLY, ZIMMERLY COURT & SIDEWALK TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION (South of Lincoln, West of 127th Street East) as authorized by Resolution No. R-03-141, adopted March 18, 2003, and published March 22, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$446,096.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ee. (472-83721\765794\490-905) –IMPROVING SHERIAC, DECKER, SHERIAC CIRCLE, DECKER COURT & SIDEWALK TO SERVE SHADOW WOODS ADDITION (North of Maple, West of 135th Street West) as authorized by Resolution No. R-03-085, rescinded by Resolution No. R-03-205, adopted February 11, 2003 & May 6, 2003, and published February 15, 2003 & May 9, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$313,395.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.
- ff. (472-83743\765801\490-912) –IMPROVING TWINLAKE DRIVE, TWINLAKE COURT, WATSON/LAGUNA, MORRIS & LAGUNA TO SERVE CLEAR CREEK ADDITION (West of 143rd Street East, South of Kellogg) as authorized by Resolution No. R-03-224, adopted May 6, 2003, and published May 9, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$366,561.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 43

gg (472-83760\765796\490-907) –IMPROVING REED'S COVE & SIDEWALK TO SERVE REED'S COVE ADDITION (East of 127th Street East, South of 21st Street) as authorized by Resolution No. R-03-212, adopted May 6, 2003, and published May 9, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$129,065.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

hh. (472-83761\765797\490-908) –IMPROVING PECKHAM & PECKHAM COURT TO SERVE REED'S COVE ADDITION (East of 127th Street East, South of 21st Street) as authorized by Resolution No. R-03-213, adopted May 6, 2003, and published May 9, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$119,849.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

ii. (472-83764\766005\491-006) –CONSTRUCTING FAÇADE IMPROVEMENTS AT 200, 220, 250, 300 WEST DOUGLAS TO SERVE CIVIC CENTER NORTH (North of Douglas, West of Main) as authorized by Resolution No. R-03-198, adopted May 6, 2003, and published May 9, 2003, corrected and republished June 11, 2003, corrected and republished August 13, 2004. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$782,634.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a square foot basis.

jj (472-83770\765823\490-934) –IMPROVING GLENWOOD, BRIDLEWOOD & SIDEWALK TO SERVE REED'S COVE & REED'S COVE 2ND ADDITION (South of 21st Street, East of 127th Street East) as authorized by Resolution No. R-03-394, rescinded by Resolution No. R-04-229, adopted July 15, 2003 & May 11, 2004, and published July 18, 2003 & May 14, 2004. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$128,385.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

kk (472-83783\765804\490-915) –IMPROVING RITA, JEWELL, JEWELL CIRCLE & CRESTLINE TO SERVE SHELLY'S ORCHARD ADDITION (East of Maize, North of Pawnee) as authorized by Resolution No. R-03-273, adopted June 3, 2003, and published June 6, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$207,215.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

ll. (472-83784\765810\490-921) –IMPROVING WESTLAKE PARKWAY TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler) as authorized by Resolution No. R-03-299, rescinded by Resolution No. R-03-526, adopted June 10, 2003 & October 7, 2003, and published July 2, 2003 & October 10, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$93,127.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

mm. (472-83785\765813\490-924) –IMPROVING BRUSH CREEK & BRUSH CREEK COURT TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler) as authorized by Resolution No. R-03-300, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$171,526.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

nn. (472-83786\765814\490-925) –IMPROVING RED FOX, SILVER HOLLOW & SILVER HOLLOW COURT TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler) as authorized by Resolution No. R-03-301, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$207,590.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 44

oo. (472-83787\765815\490-926) –IMPROVING DEN HOLLOW TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler) as authorized by Resolution No. R-03-302, adopted June 10, 2003, and published June 13, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$141,248.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

pp. (472-83797\765805\490-916) –IMPROVING OF BEDFORD COURT, BEDFORD & SIDEWALK TO SERVE GRACE PARK (North of Harry, East of Greenwich) as authorized by Resolution No. R-03-276, adopted June 3, 2003, and published June 6, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$89,136.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

qq (472-83798\765806\490-917) –IMPROVING BAYLEY, RUE & LYNNRAE LANE TO SERVE GRACE PARK (North of Harry, East of Greenwich) as authorized by Resolution No. R-03-277, adopted June 3, 2003, and published June 6, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$242,045.00 is to be apportioned 100 % payable by the improvement district. The cost has been assessed on a fractional basis.

rr. (472-83802\765807\490-918) –IMPROVING REGENCY PARK TO SERVE REGENCY PARK ADDITION (North of 21st Street, West of Greenwich Road) as authorized by Resolution No. R-03-319, adopted June 17, 2003, and published June 20, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$134,837.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

ss. (472-83813\765811\490-922) –IMPROVING WESTLAKE PARKWAY TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler) as authorized by Resolution No. R-03-417, adopted August 5, 2003, and published August 8, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$131,884.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

tt. (472-83814\765812\490-923) –IMPROVING WESTLAKE PARKWAY TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler) as authorized by Resolution No. R-03-418, amended by Resolution No. R-03-456, adopted August 5, 2003 & September 9, 2003, and published August 8, 2003 & September 12, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$205,485.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

uu. (472-83820\765821\490-932) –IMPROVING HAWTHORNE STREET, TURNBERRY & WHITEWOOD TO SERVE SHOAL CREEK 2ND ADDITION (West of 143rd Street East, South of Central) as authorized by Resolution No. R-03-482, adopted September 9, 2003, and published September 12, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$144,163.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

vv. (472-83833\765816\490-927) –IMPROVING BARTON CREEK & BARTON CREEK CIRCLE TO SERVE WILLOWBEND NORTH ESTATES 2ND ADDITION (West of Rock, South of 45th Street North) as authorized by Resolution No. R-03-441, adopted August 12, 2003, and published August 15, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$217,842.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 45

ww. (472-83842\765817\490-928) –IMPROVING WILSON ESTATES COURT TO SERVE WILSON FARMS 4TH ADDITION (West of Webb, South of 21st Street) as authorized by Resolution No. R-03-451, adopted August 19, 2003, and published August 22, 2003. Petition for this improvement was signed by owners representing 100.00% percent of the property ownership. The Statement of Cost approved July 13, 2004 in the amount of \$285,437.00 is to be apportioned 100% payable by the improvement district. The cost has been assessed on a fractional basis.

Vice-Mayor Brewer

Vice-Mayor Brewer inquired if anyone from the audience wished to be heard and no one appeared.

Motion--  
--carried

Brewer moved that the Public Hearing be closed; the assessments be approved and the Ordinances be placed on first reading. Motion carried 5 to 0, (Mayans and Lambke absent).

a) (472-80748\765723\490-834)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of INSTALLING TRAFFIC CONTROL DEVICES AT INTERSECTION OF SOCORA & CENTRAL AVENUE TO SERVE TYLER ACRES 6TH ADDITION (East of Tyler on Central) introduced and under the rules laid over.

b. (472-83077\765739\490-850)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING CHAPEL HILL/CRESTWOOD/ BEDFORD/ SUMMERFIELD LOOP STREET, SUMMERFIELD & SIDEWALK TO SERVE CHAPEL HILL 2ND ADDITION (East of Greenwich, North of 13th Street), introduced and under the rules laid over.

c. (472-83141\765601\490-712)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING LEFT TURN LANE AT MERIDIAN TO SERVE AN UNPLATTED TRACT (East of Meridian, North of 42nd Street North), introduced and under the rules laid over.

d. (472-83376\765763\490-874)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of –IMPROVING CRANBROOK, CHURCHILL /SHADYBROOK, 19TH STREET NORTH, 19TH STREET COURT NORTH & SIDEWALK TO SERVE REMINGTON PLACE & AN UNP. TRACT (East of Webb, South of 21st Street), introduced and under the rules laid over.

e. (472-83377\765764\490-875)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING SHADYBROOK/LINDBERG TO SERVE REMINGTON PLACE (East of Webb, South of 21st Street), introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 46

f. 472-83394\765693\490-804)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING MORRIS, RED OAKS CIRCLE & RED OAKS TO SERVE HARRISON PARK 2ND ADDITION (East of Webb, North of Lincoln), introduced and under the rules laid over.

g. (472-83445\765790\490-901)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING KINKAID, STONEYBROOK, KINKAID COURT & STONEYBROOK COURT TO SERVE BRENTWOOD SOUTH ADDITION (East of Webb, North of Pawnee), introduced and under the rules laid over.

h. (472-83458\765803\490-914)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING CREST STREET/DONEGAL LANE/ BRISTOL STREET, BRISTOL & CREST COURT TO SERVE PINE MEADOW ADDITION (East of Greenwich, South of 13th Street), introduced and under the rules laid over.

i. (472-83459\765826\490-937)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PINE MEADOW COURT TO SERVE PINE MEADOW & PINE MEADOW 2ND ADDITIONS (East of Greenwich, South of 13th Street), introduced and under the rules laid over.

j. (472-83479\765720\490-831)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PARK PLACE TO SERVE MONTROSE PARK ADDITION (North of 27th Street North, South of 28th Street North) , introduced and under the rules laid over.

k. (472-83480\765719\490-830)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 28TH ST NORTH TO SERVE MONTROSE PARK & MCCOSKEY ADDITIONS (East of Fairview to West of Wellington Place, East of Wellington Place to West of Park Place), introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 47

l. (472-83481\765716\490-827)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING OF WELLINGTON PLACE TO SERVE MONTROSE PARK, MONTROSE & BUD PALMER ADDITIONS (North of 27th Street North, South of 29th Street North), introduced and under the rules laid over.

m. (472-83484\765808\490-919)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BOXTHORN, MAINSGATE, AYESBURY, BOXTHORN COURT, AYESBURY COURT & SIDEWALK TO SERVE THE FAIRMONT (North of 21st Street, West of 127th Street East), introduced and under the rules laid over.

n. (472-83499\765795\490-906)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING SMITHMOOR STREET & BLUESTEM CIRCLE TO SERVE SMITHMOOR 10TH ADDITION (West of Greenwich, North of Pawnee), introduced and under the rules laid over.

o. (472-83515\765727\490-838)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING TRAFFIC SIGNALS ON CENTRAL AVENUE AT SOCORA TO SERVE NOTRE DAME HIGH SCHOOL (East of Tyler on Central), introduced and under the rules laid over.

p. (472-83621\765752\490-863)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FLORA TO SERVE FRUITVALE PARK (North of St. Louis, South of 3rd Street North), introduced and under the rules laid over.

q. (472-83648\765770\490-881)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING TARA FALLS, FUNSTON, TARA FALLS COURTS & ANDREA TO SERVE TARA FALLS ADDITION (East of Greenwich, South of Harry), introduced and under the rules laid over.

r. (472-83651\765760\490-871)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING 20TH STREET NORTH TO SERVE PARKVIEW ADDITION (East of Hydraulic Avenue, West of Piatt Avenue), introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 48

s. (472-83653\765768\490-879)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING FORESTVIEW, FORESTVIEW COURT & SIDEWALK TO SERVE LIBERTY PARK 2ND (South of 13th Street, East of 135th Street West), introduced and under the rules laid over.

t. (472-83666\766003\491-004)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of CONSTRUCTING FACADE IMPROVEMENTS AT 518 E. DOUGLAS TO SERVE J.R. MEAD'S ADDITION (North of Douglas, East of Emporia), introduced and under the rules laid over.

u. (472-83668\765765\490-876)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WOODCREEK, ROSEWOOD & ROSEWOOD COURT TO SERVE WHISPERING LAKES ESTATES (South of Harry, East of 143rd Street East), introduced and under the rules laid over.

v. 472-83669\765769\490-880)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING AKSARBEN, PONDEROSA, AKSARBEN COURT, PONDEROSA COURT & SIDEWALK TO SERVE COPPER GATE & COPPER GATES ESTATES (South of 13th Street, West of 135th Street West), introduced and under the rules laid over.

w. (472-83680\765779\490-890)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING GLENWOOD & GLENWOOD COURT TO SERVE REED'S COVE & REED'S COVE 2ND ADDITIONS (South of 21st Street, East of 127th Street East), introduced and under the rules laid over.

x. (472-83681\765778\490-889)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING LARK, ATLANTA, WESTGATE, WESTGATE COURT, YOSEMITE, YOSEMITE COURT, LAMP, & SIDEWALK TO SERVE SOUTHERN RIDGE ADDITION (South of Pawnee, West of Maize), introduced and under the rules laid over.



# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 49

y. (472-83684\765772\490-883)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WHEATRIDGE DRIVE, HORNECKER DRIVE, LYNNDAL STREET, WALKER AVENUE, ROGERS LANE & IRVING STREET TO SERVE C. PATE ADDITION TO WHEATRIDGE, BLED SOE, WHEATRIDGE, BOLTON, FRIESS & WELLS ACRE ADDITIONS & UNPLATTED TRACTS (North of Kellogg, West of 119th Street West), introduced and under the rules laid over.

z. (472-83687\765782\490-893)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PEREGRINE, PEREGRINE COURT, LANNERS CIRCLE, LANNERS COURT, KITE, OSPREY CIRCLE & SIDEWALK TO SERVE FALCON FALLS ADDITION (South of 53rd Street North, West of Hillside), introduced and under the rules laid over.

aa. (472-83691\765784\490-895)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BROOKVIEW, VALERIE, 34TH STREET NORTH, VALERIE CIRCLE, 34TH STREET NORTH COURT & SIDEWALK TO SERVE TYLER'S LANDING ADDITION (South of 37th Street North, East of Tyler), introduced and under the rules laid over.

bb. 472-83692\765793\490-904)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BROOKVIEW, HIGH POINT, PEPPER RIDGE, 34TH STREET NORTH, LANG & SIDEWALK TO SERVE TYLER'S LANDING ADDITION (South of 37th Street North, East of Tyler), introduced and under the rules laid over.

cc. (472-83705\765783\490-894)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING OSIE STREET TO SERVE LINWOOD SCHOOL FINAL PLAT ADDITION (East of Hydraulic, South of Harry), introduced and under the rules laid over.

dd. (472-83715\765800\490-911)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING ZELTA, ZELTA COURT, BRACKEN, BRACKEN COURT, ZIMMERLY, ZIMMERLY COURT & SIDEWALK TO SERVE WOODLAND LAKES ESTATES 3RD ADDITION (South of Lincoln, West of 127th Street East), introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 50

ee. (472-83721\765794\490-905)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING SHERIAC, DECKER, SHERIAC CIRCLE, DECKER COURT & SIDEWALK TO SERVE SHADOW WOODS ADDITION (North of Maple, West of 135th Street West), introduced and under the rules laid over.

ff. (472-83743\765801\490-912)

## ORDINANCE

An Ordinance IMPROVING TWINLAKE DRIVE, TWINLAKE COURT, WATSON/LAGUNA, MORRIS & LAGUNA TO SERVE CLEAR CREEK ADDITION (West of 143rd Street East, South of Kellogg), introduced and under the rules laid over.

gg. (472-83760\765796\490-907)

## ORDINANCE

IMPROVING REED'S COVE & SIDEWALK TO SERVE REED'S COVE ADDITION (East of 127th Street East, South of 21st Street), introduced and under the rules laid over.

hh. (472-83761\765797\490-908)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING PECKHAM & PECKHAM COURT TO SERVE REED'S COVE ADDITION (East of 127th Street East, South of 21st Street), introduced and under the rules laid over.

ii. (472-83764\766005\491-006)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of CONSTRUCTING FAÇADE IMPROVEMENTS AT 200, 220, 250, 300 WEST DOUGLAS TO SERVE CIVIC CENTER NORTH (North of Douglas, West of Main), introduced and under the rules laid over.

jj. (472-83770\765823\490-934)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING GLENWOOD, BRIDLEWOOD & SIDEWALK TO SERVE REED'S COVE & REED'S COVE 2ND ADDITION (South of 21st Street, East of 127th Street East), introduced and under the rules laid over.

kk. (472-83783\765804\490-915)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING RITA, JEWELL, JEWELL CIRCLE & CRESTLINE TO SERVE SHELLY'S ORCHARD ADDITION (East of Maize, North of Pawnee), introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 51

ll. (472-83784\765810\490-921)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WESTLAKE PARKWAY TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler), introduced and under the rules laid over.

mm. (472-83785\765813\490-924)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BRUSH CREEK & BRUSH CREEK COURT TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler), introduced and under the rules laid over.

nn. (472-83786\765814\490-925)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING RED FOX, SILVER HOLLOW & SILVER HOLLOW COURT TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler), introduced and under the rules laid over.

oo. (472-83787\765815\490-926)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING DEN HOLLOW TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler), introduced and under the rules laid over.

pp. (472-83797\765805\490-916)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING OF BEDFORD COURT, BEDFORD & SIDEWALK TO SERVE GRACE PARK (North of Harry, East of Greenwich), introduced and under the rules laid over.

qq. (472-83798\765806\490-917)

## ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BAYLEY, RUE & LYNNRAE LANE TO SERVE GRACE PARK (North of Harry, East of Greenwich), introduced and under the rules laid over.

rr. (472-83802\765807\490-918)

ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING REGENCY PARK TO SERVE REGENCY PARK ADDITION (North of 21st Street, West of Greenwich Road) , introduced and under the rules laid over.

ss. (472-83813\765811\490-922)

ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WESTLAKE PARKWAY TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler), introduced and under the rules laid over.

tt. (472-83814\765812\490-923)

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WESTLAKE PARKWAY TO SERVE FOX RIDGE ADDITION (North of 29th Street North, between Maize & Tyler), introduced and under the rules laid over.

uu. (472-83820\765821\490-932)

ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING HAWTHORNE STREET, TURNBERRY & WHITEWOOD TO SERVE SHOAL CREEK 2ND ADDITION (West of 143rd Street East, South of Central), introduced and under the rules laid over.

vv. (472-83833\765816\490-927)

ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING BARTON CREEK & BARTON CREEK CIRCLE TO SERVE WILLOWBEND NORTH ESTATES 2ND ADDITION (West of Rock, South of 45th Street North), introduced and under the rules laid over.

ww. (472-83842\765817\490-928)

ORDINANCE

An Ordinance levying assessments on lots, pieces and parcels of land in the City of Wichita, Kansas, for the purpose of paying a portion of the cost of IMPROVING WILSON ESTATES COURT TO SERVE WILSON FARMS 4TH ADDITION (West of Webb, South of 21st Street), introduced and under the rules laid over.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 53

## WHISTLING WALK ESTATES

### PETITION TO PAVE FIREFLY DRIVE AND AZURE LANE IN WHISTLING WALK ESTATES ADDITIONS, SOUTH OF 13TH STREET, WEST OF 119TH STREET WEST. (DISTRICT V)

Jim Armour

Acting City Engineer reviewed the item.

Agenda Report No. 04-1032

Two paving Petitions have been submitted for streets in Whistling Walk Estates Additions. The signatures on the first Petition to pave all streets in the Whistling Walk Estates neighborhood represent 27 of 52 (51.92%) resident owners and 41.15% of the improvement district area. The second Petition that was submitted would only pave Firefly Drive and Azure Lane in the area immediately south of 13th to the bridge over the floodway south of 13th. The signatures on that Petition represent 22 of 37 (59.46%) and 49.31% of the improvement district area. District V Advisory Board sponsored a September 13, 2004, neighborhood hearing on the project. The Board voted 8 to 0 to recommend approval of the first Petition of paving all streets in Whistling Walk Estates neighborhood, with neighborhood meetings provided by the contract firm to obtain input from property owners.

The project will provide paved access to a developed residential area on the west side of Cowskin Creek, south of 13th.

The estimated cost to pave all streets in the Whistling Walk Estates neighborhood is \$768,000, with \$746,256 assessed to the improvement district and \$21,744 paid by the City-at Large. The City share is for the cost of intersection construction. The funding source for the City share is General Obligations Bonds. The method of assessment is the fractional basis. The estimated assessment to individual lots is \$14,647 or \$31, 957, depending on the location of the lot.

State Statutes provide that a Petition is valid if signed by a majority of resident property owners or owners of the majority of the property in the improvement district.

Vice-Mayor Brewer

Vice-Mayor Brewer inquired whether anyone wished to be heard and no one appeared.

Motion--  
--carried

Martz moved that the first Petition to pave all streets in the Whistling Walk Estates Additions be approved and the Resolution adopted. Motion carried 5 to 0, (Mayans and Lambke absent).

### RESOLUTION NO. 04-580

Resolution of findings of advisability and Resolution authorizing improving Firefly Drive and Azure Lane from the south line of 13th Street North, south to and including the cul-de-sacs (south of 13th, west of 119th Street West, 472-84111, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented, Martz moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

## KINGSBURY TRACT

### LEASE AGREEMENT FOR AGGREGATE MINING ON KINGSBURY TRACT. (DISTRICT VI)

Joe Pajor

Natural Resources Director reviewed the item.

Agenda Report No. 04-1033

On February 10, 2004, the City Council selected Quik Sand as the preferred developer for aggregate mining and the development of a master plan for park improvement for the Kingsbury Tract including the lakes that will result from the mining operations. The action taken included directing staff to negotiate a lease agreement and to return it to the City Council for consideration.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 54

A lease agreement has been negotiated with and signed by Quik Sand. Under the terms, the City will be paid \$0.15 per ton of aggregate removed from the site. All topsoil and other overburden will be used either onsite or for closure and maintenance of the Brooks Landfill site that is adjacent to the tract.

Under the lease agreement Quik Sand must develop a site development plan for the park improvements that will be made by the City in the future.

The total amount the City will receive from the mining of the site will be known once the site design is completed and approved and the site geology is better determined. The lease agreement provides for a minimum of a 150 surface-acres of lake. Such a lake is expected to yield approximately 10,000,000 tons of aggregate and the City would receive a total payment of \$1,500,000. The only expense to the City resulting from the mining will be the cost of administering the contract. All removed material will be weighed on platform scales and copies of all weight tickets will be provided to the City along with payment for each month by the 20th day of the following month. The City has the right to inspect Quik Sand's books to verify compliance.

- Vice-Mayor Brewer Vice-Mayor Brewer inquired whether anyone wished to be heard and no one appeared.
- Council Member Fearey Council Member Fearey stated that she is assuming that no digging will be started until after the plan has been approved and asked if any Department of Wildlife Funds were used to acquire or do anything on this land. Stated that she would like to make sure that the City does not get into another situation where there will be a problem.
- Joe Pajor Natural Resources Director stated that the land was acquired in the 1980's for expansion of the Brooks Landfill site and at that time the acquisition price was paid for out of revenues received from the landfill fund.
- Council Member Fearey Council Member Fearey stated that her district is also looking at the siting of a new sewer treatment satellite plant and that some of the members of the DAB members that have been serving on the selection committee think that the plant should go on the Kingsbury site and the DAB has not had a vote yet because they want to have the public hearing first. Asked if there is anything that would keep the sewer treatment plant from being located on this site.
- Joe Pajor Natural Resources Director stated that if they were to direct the developer to insure that the plan that they develop for this site accommodates the potential for siting, they could address that because the site development plan has not been completed; however if they do this and not build the plant, then they may have given up some flexibility in the development of the site without any purpose.
- Doug Kupper Director of Parks and Recreation explained that there was no money on the Brooks Landfill or the Kingsbury Tract where there is state or federal funds that he is aware of from Parks and Wildlife or the National Park Service. Stated that grants were applied for at the time that the Brooks Landfill was purchased but the Park Commission did not receive the grant so the City paid the money for Brooks Landfill.
- Motion-- Fearey moved that the lease agreement be approved and the necessary signatures be authorized, with no final development plan to be approved until the siting of the satellite sewer plant for District VI has been decided on.
- Council Member Schlapp Council Member Schlapp asked what will happen if this gets delayed and should there be a time limit on how long to wait.
- Amended Motion-- Fearey moved that the lease agreement be approved and the necessary signatures be authorized, with no final development plan to be approved until the siting of the satellite sewer plant for District VI has been decided on for a period of six months. Motion carried 5 to 0, (Mayans and Lambke absent).
- carried

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 55

## PROPERTY ACQ. ACQUISITION OF ANNEXED RURAL WATER DISTRICT #4 CUSTOMERS.

David Warren Director of Water and Sewer reviewed the item.

Agenda Report No. 04-1034

The City has annexed areas generally described as being in the vicinity of Kellogg and 151st Street West and K-42 and 103rd Street West. The areas in question encompass 71 properties that are currently being served by Rural Water District #4.

Under Kansas statute, whenever a municipality annexes a portion of the service territory of a rural water district, it is necessary for the two units to enter into negotiations for the municipality's acquisition of the facilities of the rural water district within the annexed area. The statute defines the process whereby the acquisition cost may be determined, in the event that the two governmental units are unable to reach a mutually agreeable settlement.

Negotiations between the City and Rural Water District #4 took into consideration the value of district assets acquired by the City and the value of the income lost by the district through the loss of customers. The agreed purchase price for the acquisition is \$405,807.

Capital Improvement Program, Acquisition of Rural Water Districts (W-907), would provide the acquisition sum of \$405,807. Additional revenues produced by procuring the RWD #4 customer base will offset the purchase price. The 71 customers currently in the annexed area can be expected to produce revenues of approximately \$14,400 annually, at current rates. Potential future development of commercial properties in the area will produce additional revenues.

Vice-Mayor Brewer Vice-Mayor Brewer inquired whether anyone wished to be heard and no one appeared.

Motion-- Martz moved that the Purchase Agreement for the facilities of RWD #4 in the annexed area in question be approved; the Resolution adopted and the necessary signatures authorized. Motion carried 5 to 0, (Mayans and Lambke absent).  
--carried

### RESOLUTION NO. 04-587

A Resolution amending Resolution No. R-03-669 pertaining to the purchase of Rural Water Districts (W-907) in the City of Wichita, Kansas, pursuant to Findings of Advisability made by the Governing Body of the City of Wichita, Kansas, presented. Martz moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp, (Mayans, Lambke, absent).

### (Item 27)

## TICKETING SYSTEM COMPUTERIZED TICKETING SYSTEM FOR CENTURY II. (DISTRICT I)

Council Member Fearey Council Member Fearey stated that she has a problem with voting on this item on the 26<sup>th</sup> consent workshop because it does not allow a public hearing that may need to accompany it. Stated that she does not mind deferring this to the October 26<sup>th</sup> workshop for discussion but would like to bring it back on or after November 2<sup>nd</sup> for a vote. This was the consensus of the Council.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 56

## **BILLBOARD SIGNS     ORDINANCE AMENDING OFF-SITE BILLBOARD SIGN REGULATIONS (TITLE 24.04)**

Kurt Schroeder     Office of Central Inspection reviewed the item.

Agenda Report No. 04-1036

On May 4, 2004, the City Council passed a six-month "Off-Site Billboard Moratorium" to allow time to conduct a study of billboard sign regulations, to obtain public comment on current or proposed billboard sign regulations, and to develop and adopt any appropriate Sign or Zoning Code amendments relating to off-site billboard signs. The Council set an initial four-month target for completion of the above, with an option to extend an additional two months, if necessary. On August 17, 2004, the Council extended the moratorium until the end of the six-month moratorium period (until 11/4/2004). The extension provided staff additional opportunity to complete review of proposed code changes with the billboard sign industry before final ordinance presentations/hearings before the Metropolitan Area Planning Commission (MAPC) and the City Council.

The draft proposals first presented to the billboard sign industry in August included nearly every suggestion made at District Advisory Boards; during the preliminary June presentation to the MAPC; and/or by individual Council members in Council workshops in May and June or in follow-up Council member meetings with staff. After significant review and discussion between staff and sign industry representative on the draft proposals, a number of significant sign code amendment "alternative" recommendations were jointly developed by staff and the sign industry.

At its September 28, 2004 City Council workshop, the Council directed staff to prepare proposed Sign Code ordinance amendments reflecting the joint staff and industry "alternative" recommendations. Following the September 28th workshop, ordinance amendments were finalized for presentation and public hearing at the October 7, 2004 MAPC meeting. At its October 7th meeting, the MAPC received public comment on the proposed ordinance amendments, and recommended that the City Council approve the proposed Sign Code ordinance amendments.

The proposed Sign Code ordinance amendments all relating to off-site billboard signs, include the following:

- Revised definitions for off-site billboard signs, including a new classification/definition for smaller-size billboards ("junior billboards"), and new regulations outlining locations where only the junior billboard signs may be erected. These proposed amendments will greatly reduce the maximum allowed size of new or replacement billboards located on "LC"-zoned lots that front arterial roads (300 square foot maximum as opposed to current 672 square foot maximum/up to 825 square foot maximum with allowed extensions).
- Removal of the linear frontage of any parcels/lots located in CUPs, PUDs or Zoning Overlays (that do not allow off-site billboard signs) from the minimum linear measurement calculation within/between mile section line roads. This proposed amendment will significantly reduce the maximum number of billboard signs allowed in most areas of the City, and would significantly reduce the number of billboard signs that are currently allowed on "LC"-zoned lots.

In addition, a proposed amendment to Section 24.04.222 would limit the maximum number of off-site billboard signs on "LC" lots along designated arterial roads to no more than two within any given mile road section (a maximum of up to three such signs are currently allowed).

- Elimination of the current code exception for increased billboard sign height when any part of the sign is located within three feet of a building roof or parapet of a one-story building (signs could still be cantilevered over such buildings, however).
- Addition of language requiring that any building over which a cantilevered billboard sign is to be erected is constructed PRIOR to issuance of a new off-site billboard sign permit.



# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 57

- Significant increases to the minimum distance of new or replacement billboard signs from residential structures and/or platted and “buildable” residential zoning lots (300’ minimum distance, or 150’ minimum distance if the sign is fully screened from view of a residential /structure lot by a non-residential building).
- Inclusion of a “Special Review Approval” process for new or replacement off-site billboard signs that are to be located closer to residential structures or lots than the minimum distances outlined in the above item. The proposed process is similar to the Unified Zoning Code “conditional use” approval process, requiring notification of property owners within 200 feet of the billboard site, a public hearing and action by the MAPC, and if protested or appealed, a final action by the City Council.

There are no costs to the City associated with the proposed ordinance amendments. Except for the Special Review Approval application fee, there are no fee increases proposed with respect to sign permits, sign contractor licenses or permit/license renewals.

Vice-Mayor Brewer

Vice-Mayor Brewer inquired whether anyone wished to be heard.

David Mulhagen

Mr. Mulhagen stated that he is with Clear Channel Outdoor Advertising and has had a lot of meetings with the City staff working on issues and understands the City’s and citizens’ concerns. Stated that during the meetings, sometimes what people say are misinterpreted or misunderstood. Had a meeting on September 28<sup>th</sup> and thought that they had an agreement on the perpendicular and the parallel measurements. Stated that they thought they were agreeing to 300-foot on either side of the sign on the direction of the travel of the traffic and the 150-foot to the back of the light commercial zoning lot to the residential zone itself. Stated it used to be you went from billboard structure to residential structure, that has been taken out because we are not going to the structure but going to the property.

Kurt Schroeder

Office of Central Inspection stated that the perpendicular and parallel is confusing and from what he heard at the DABs and from the individual council members is that it assumes if you are looking at the skinny side of the sign that this residential use or zoning , it could be 150-feet away and many of these are not set at 90 degree angles to the street that they are trying to address. Stated that they are offset at some bit of an angle and it becomes confusing at that point. Explained that this does not prohibit it, but states that if you cannot meet that requirement then you can go through a special review process, which is a hearing process.

Greg Ferris

Mr. Ferris stated that he is representing BKO and Gemini Sign Company and that currently it is to the structure that you measure, so if a backyard had a 50-foot from the house to the actual property line, they would actually be able to be within 25-feet of that property line in the current ordinance. What they are agreeing to is to go, not to the structure in measurement, but to the actual property line, which is even more restrictive and that is the reason why the 150-feet becomes more important because in the depth of a lot you are not talking about going all the way to the structure, but actually going to the property line.

Motion--

Brewer moved that this Item be deferred until the November 2<sup>nd</sup> meeting and to have Staff and the businesses get together and have one more additional meeting to review and incorporate some of the changes that have been recommended and to return to the Council with recommendations from that meeting. Motion carried 5 to 0, (Lambke and Mayans absent).

--carried

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 58

## PLANNING AGENDA

Motion--carried Vice-Mayor Brewer moved to approve the Planning Agenda as presented. Motion carried 5 to 0, (Mayans and Lambke absent).

### **SUB2004-72** **SUB2004-72-PLAT OF HARRIS ADDITION, LOCATED ON THE SOUTH SIDE OF HARRY AND WEST OF ROCK ROAD. (DISTRICT II)**

Agenda Report No. 04-1037

Staff Recommendation: Approve the plat.  
MAPC Recommendation: Approve the plat. (9-0)

This unplatted site, consisting of one lot on .76 acres, is located with Wichita's city limits and is zoned GC, General Commercial District.

A Petition, 100% percent, and a Certificate of Petition have been submitted for sewer improvements. This site is within the noise impact area of McConnell Air Force Base; therefore, a Restrictive Covenant and an Avigational Easement have been submitted.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within 30 days.

The Certificate of Petition, Restrictive Covenant and Avigational Easement will be recorded with the Register of Deeds.

Motion-- Brewer moved that the documents and plat be approved, the necessary signatures authorized: and the  
--carried the Resolution adopted. Motion carried 5 to 0, (Mayans and Lambke absent).

## RESOLUTION NO. 04-581

Resolution of findings of advisability and Resolution authorizing construction of Lateral 163, War Industries Sewer (south of Harry, west of Rock) 468-83913, in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented, Brewer moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

### **SUB2004-74** **SUB2004-74-PLAT OF METRO BUILDING SUPPLY ADDITION, LOCATED SOUTH OF 37TH STREET NORTH AND ON THE WEST SIDE OF HILLSIDE. (DISTRICT I)**

Agenda Report No. 04-1038

Staff Recommendation: Approve the plat.  
MAPC Recommendation: Approve the plat. (12-0)

This unplatted site, consisting of one lot on 4.78 acres, is located with Wichita's city limits and is zoned GC, General Commercial District.

Petitions, 100% percent, and a Certificate of Petitions have been submitted for sewer, water, left and right-turn lane improvements.

This plat has been reviewed and approved by the Planning Commission, subject to conditions and recording within 30 days.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 59

The Certificate of Petitions will be recorded with the Register of Deeds.

Motion--  
--carried

Brewer moved that the document and plat be approved, the necessary signatures authorized and the Resolutions adopted. Motion carried 5 to 0, (Mayans, Lambke absent).

## RESOLUTION NO. 04-582

Resolution of findings of advisability and Resolution authorizing construction of Water Distribution System Number 448-90018 (south of 37th Street North, west of Hillside), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented, Brewer moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

## RESOLUTION NO. 04-583

Resolution of findings of advisability and Resolution authorizing construction of Lateral 7, Main 12, Sanitary Sewer No. 23, 468-83914, (south of 37th Street North, west of Hillside), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented, Brewer moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

## RESOLUTION NO. 04-584

Resolution of findings of advisability and Resolution authorizing constructing a right turn lane on the west side of Hillside Avenue to serve Lot 1, Block A, Metro Building Supply Addition, 472-84115, (south of 37th Street North, west of Hillside), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented, Brewer moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

## RESOLUTION NO. 04-585

Resolution of findings of advisability and Resolution authorizing constructing a left turn lane on Hillside Avenue to serve Lot 1, Block A, Metro Building Supply Addition, 472-84116 (south of 37th Street North, west of Hillside), in the City of Wichita, Kansas, pursuant to findings of advisability made by the Governing Body of the City of Wichita, Kansas, presented, Brewer moved that the Resolution be adopted. Motion carried 5 to 0. Yeas: Brewer, Fearey, Gray, Martz, Schlapp; (Mayans and Lambke absent).

DED2004-22

## **DED2004-22-DEDICATION OF ACCESS CONTROL FOR PROPERTY LOCATED WEST OF WEBB ROAD AND ON THE NORTH SIDE OF HARRY. (DISTRICT II)**

Agenda Report No. 04-1039

MAPC Recommendation: Accept the Dedication.

As a requirement of Lot Split Case No. SUB 2004-112, this Dedication is being submitted for complete access control along Harry and Todd Streets.

The Dedication has been reviewed and approved by the Planning Commission.

The Dedication will be recorded with the Register of Deeds.

Motion--carried

Brewer moved that the Dedication be accepted. Motion carried 5 to 0, (Mayans and Lambke absent).

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 60

VAC2002-00023

**VAC2002-00023-REQUEST TO VACATE SEWER EASEMENTS DEDICATED BY SEPARATE INSTRUMENT, GENERALLY LOCATED NORTHWEST OF THE 159TH STREET EAST AND CENTRAL AVENUE INTERSECTION. (DISTRICT II)**

Agenda Report No. 04-1040

Staff Recommendation: Approve.

MAPC Recommendation: Approve. (unanimously)

The applicant proposes to vacate sewer easements that were dedicated and recorded by separate instrument as acquired by Sedgwick County for a sewer project in this far east subdivision that borders Butler County on its east side. The Brookhaven Estates Addition was recorded with the Register of Deeds June 2, 1954.

The City took over the project to extend sewer service to this area and redesigned the project. The existing sewer line is now in the right-of-way. There is no current or future need for these easements.

The MAPC and its Subdivision Committee voted unanimously to approve the vacation request. No one spoke in opposition to this request at the MAPC's advertised public hearing and its Subdivision Committee meeting. No written protests have been filed.

A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Motion--  
--carried

Brewer moved that the Vacation Order be approved and the necessary signatures authorized. Motion carried 5 to 0, (Mayans and Lambke absent).

VAC2004-00038

**VAC2004-00038-REQUEST TO VACATE THE USES ALLOWED IN A PLATTED RESERVE, GENERALLY LOCATED SOUTHWEST OF THE WEBB ROAD AND K-96 INTERCHANGE, ON THE NORTH SIDE OF 29TH STREET NORTH. (DISTRICT II)**

Agenda Report No. 04-1041

Staff Recommendation: Approve.

MAPC Recommendation: Approve. (unanimously)

The applicant is requesting consideration for the vacation of the restriction of uses of the 9.8-acre platted Reserve D, Kansas Surgery and Recovery Center Addition. The Kansas Surgery and Recovery Center Addition were recorded with the Register of Deeds May 25, 1994.

The uses that Reserve D has been set aside for include irrigation, drainage, landscaping, pedestrian improvements and utilities confined to easements. The applicant requests the vacation to allow the additional uses of medical services, bike path, office and parking, while retaining the existing allowed uses in the Reserve. The site is in CUP DP-192 and the applicant has applied for an adjustment/amendment to reflect the vacation request. The applicant has also applied for a zone change from "SF-5" Single-family Residential to "GO" General Office. The amendment to CUP DP-192 (case CUP2004-38) and the zone change request (ZON2004-43) were approved by the Wichita City Council at their October 12, 2004 meeting.

The MAPC, voted unanimously to approve the vacation request. There was one vote against the request at the MAPC's Subdivision Committee meeting. No one spoke in opposition to this request at the MAPC's advertised public hearing and its Subdivision Committee meeting. There was one written protest against the request, but that protest was resolved.

A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Motion--  
--carried

Brewer moved that the Vacation Order be approved and the necessary signatures authorized. Motion carried 5 to 0, (Mayans absent).

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 61

VAC2004-00043

**VAC2004-00043-REQUEST TO VACATE A PLATTED UTILITY EASEMENT, GENERALLY LOCATED MIDWAY BETWEEN 21ST STREET NORTH AND 29TH STREET NORTH AND WEST OF WOODLAWN BOULEVARD. (DISTRICT I)**

Agenda Report No. 04-1042

Staff Recommendation: Approve.

MAPC Recommendation: Approve. (unanimously)

The applicant proposes vacation of the platted 20-foot utility easement located between Lots 22 & 23, Block 1, Ironhorse at Oxford Addition. The Ironhorse at Oxford Addition was recorded with the Register Deeds January 4, 2003.

The applicant will develop the property as a duplex. There are no drainage, water, sewer or franchised utilities in the easement now and there is no need for the easement's use in the future for these uses or utilities.

The MAPC and its Subdivision Committee voted unanimously to approve the vacation request. No one spoke in opposition to this request at the MAPC's advertised public hearing and its Subdivision Committee meeting. No written protests have been filed.

A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Motion--  
--carried

Brewer moved that the Vacation Order be approved and the necessary signatures authorized. Motion carried (Mayans and Lambke absent).

A04-22

**A04-22-REQUEST BY LOUIS DEVELOPMENT CO. TO ANNEX LANDS GENERALLY LOCATED NORTH OF 13TH STREET BETWEEN 135TH STREET AND 119TH STREET WEST. (DISTRICT V)**

Agenda Report No. 04-1043

The City has received a request to annex 9.6 acres of land situated north of 13th Street between 135th Street and 119th Street West. The proposed annexation parcels abut the City of Wichita to the east, south, and west of the properties. Upon annexation into the City of Wichita the property zoning will convert from "SF-20" Single Family to "SF-5" Single Family. Following annexation the owner intends request a zoning change to "LC" Limited Commercial and "B" Multi-Family Residential. The property owner proposes to develop 30 townhouses and 35,000 square feet of office space on the proposed annexation parcels. The annexation area includes an additional 10.2 acres comprised of 13th Street right of way.

Land Use and Zoning: The annexation area is presently in agricultural use and zoned "SF-20" Single Family Residential. The properties adjoining the proposed annexation parcels to the west are in agricultural and rural residential use, and zoned "SF-5" Single Family Residential and "SF-20" Single Family Residential respectively. The property to the north of the proposed annexation is in agricultural use and zoned "SF-20" Single Family Residential. The lands adjoining the proposed annexation to the east are zoned "SF-5" Single Family and are currently in agricultural use. Lands directly to the south of the proposed annexation are currently being developed as suburban residential and zoned "SF-5" Single Family Residential.

Public Services: Public water service is currently available from 13th Street North. City sewer service is not currently available, but plans are being made for a sewer main along 135th to serve the area.

Street System: The subject property has frontage along 13Th Street North, a two-lane dirt street. The City of Wichita Capital Improvements Plan does not call for any improvements to 13th Street North. However, the Wichita and Sedgwick County TIP plan calls for paving and widening of 13th Street from 119th to 135th in both 2005 and 2007.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 62

Public Safety: Under the City-County first response agreement, fire services to this site currently can be provided within a eight (8) to nine (9) minute approximate response time from City Fire Station #16 located at 1632 North Tyler. Upon annexation, police protection will be provided to the area by the Patrol West Bureau of the Wichita Police Department, headquartered at 661 North Elder.

Parks: Swanson Park, an 88-acre park is located approximately two and a half miles to the southeast. A bike path is proposed along 13th Street between 119th Street and 135th Street West, as stated in the 1996 Wichita-Sedgwick County Parks and Open Space Master Plan.

School District: The annexation property is part of the Unified School District 266 (Maize School District). Annexation will not change the school district.

Comprehensive Plan: The proposed annexation is consistent with current amendments to the Wichita-Sedgwick County Comprehensive Plan. The annexation property falls within the 2010 Wichita Urban Service Area as shown in the Plan.

The current approximate appraised value of the proposed annexation properties is \$1930 with a total assessed value of \$579. Using the current City levy (\$31.406/\$1,000 x assessed valuation), this roughly yields \$7 in City annual tax revenues for the property. The future assessed value of this property will depend on the type and timing of any redevelopment and the current mill levy. However, the property owner projects an overall appraised value of \$5,200,000 when development is completed, resulting in an assessed value of \$598,000. Assuming the current City levy remains about the same, this would roughly yield \$18,781 in City annual tax revenues.

The property is eligible for annexation under K.S.A. 12-519, et seq.

Motion--  
--carried

Brewer moved that the annexation request be approved and the Ordinance placed on first reading. Motion carried (Mayans and Lambke absent).

## ORDINANCE

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto, introduced and under the rules laid over. A04-22

## AIRPORT AGENDA

Bailis Bell

Director of Airports requested that Item 36 be deferred and that he would review Item 37.

(Agenda Item No. 36)  
**SWITCH UPGRADE**

**TELEPHONE SWITCH UPGRADE, WICHITA MID-CONTINENT AIRPORT.**  
(This Item was deferred until November 2, 2004)

(Agenda Item No. 37)  
**HONEYWELL**

**HONEYWELL INTERNATIONAL, INC.**

Bailis Bell

Director of Airports reviewed the Item.

Agenda Report No. 04-1045

The Wichita Airport Authority currently has a lease agreement with Honeywell International for use of the facility located at 1935 Midfield Road. The original term of this 25-year agreement expires April 30, 2006; however, includes two ten-year renewal options. The original agreement will remain in place until the completion and occupancy of the new facility, at which time the original agreement will be terminated.

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 63

Honeywell is desirous of leasing 6.342 acres of land on Wichita Mid-Continent Airport to construct a 57,200 sq. ft. facility, for an estimated construction cost of \$7.3 Million, with expansion capability of 10,000 sq. ft. It is not anticipated that government-financing vehicles will be used. The facility will be located south of Harry Street between Midfield Road and Mid-Continent Drive. It will house personnel and equipment used to overhaul, repair and remanufacture avionics equipment.

From the construction date forward, title to the facility shall rest with the Wichita Airport Authority. During the original 30-year term of this agreement, the WAA will receive \$2.7 Million in land rental payments.

Motion--

Brewer moved that the lease agreement, memorandum of lease, lease termination agreement, and Landlord responsibility agreement be approved and the necessary signatures authorized. Motion carried 5 to 0, (Mayans, Lambke absent).

--carried

## S.A. NO. 3

### S.A. NO. 3-AMERICAN AIRLINES AND S.A. NO. 3-AMERICAN EAGLE AIRLINES.

Agenda Report No. 04-1046

The Wichita Airport Authority has a uniform lease and use agreement with the passenger carrying airlines serving Wichita Mid-Continent Airport. The term of the agreement is through December 31, 2004. Gate 5 is currently leased by American Airlines, but is used by both American and American Eagle.

American and American Eagle are desirous of shifting the leasehold obligations for Gate 5 to American Eagle, and have requested that the agreements be amended to reflect the transfer.

There is no financial impact to the Airport Authority.

Motion--

Brewer moved that the Supplemental Agreements be approved and the necessary signatures authorized. Motion carried 6 to 0 (Mayans absent).

--carried

## AUDIT SERVICES

### CONCESSION REVENUE AUDIT SERVICES.

Agenda Report No. 04-1047

The Wichita Airport Authority has leases in place that require payments to the Authority based on revenue or activity levels experienced by the lessee. Examples of these types of leases are car rentals, restaurant and gift shop operations, banking, coin-operated services, parking management, fueling and public pay phones. These leases contain provisions that give the Authority the right to audit the lessee's records.

A Request for Proposal was published for which two responses were received. A selection committee was formed, consisting of personnel from the Airport and IT/IS departments as well as the Internal Auditor from the City Manager's Office. Moore Stephens Potter, LLC was selected to provide the services. The company has extensive experience in auditing of concession activity on airports.

The agreement is for one year with two on-year renewal options. Engagement letters will be developed for the specific audits to be provided. The annual not-to-exceed cost, including expenses, is \$25,000.

Motion--

Brewer moved that the contract be approved and the necessary signatures authorized. Motion carried 5 to 0, (Mayans, Lambke absent).

--carried

# CITY COUNCIL PROCEEDINGS

JOURNAL 182

OCTOBER 19, 2004

PAGE 64

## CITY COUNCIL

### APPOINTMENTS

#### BOARD APPOINTMENTS.

No appointments were made.

### Adjournment

The City Council meeting adjourned at 10:42 a.m.

Karen Sublett  
City Clerk

\*\*\*Workshop to follow\*\*\*